

Message

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**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 6/27/2019 4:42:58 PM  
**To:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Doyle, Brett [doyle.brett@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]  
**Subject:** RE: Package for Administrator's briefing on the Administrator's Emphasis List  
**Attachments:** Transmittal memo AEL Update.docx

Attached is the cover memo.

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

---

**From:** Fonseca, Silvina  
**Sent:** Thursday, June 27, 2019 12:42 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Doyle, Brett <doyle.brett@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
**Subject:** Package for Administrator's briefing on the Administrator's Emphasis List

Good afternoon,

Attached please find the materials for the Administrator's briefing on the Administrator's Emphasis List. The AEL list document included here is a scrubbed version as the Administrator is recused from 2 sites on the AEL. I will forward in a separate email the unscrubbed version and will also send Peter a separate email with a different AEL document that has been scrubbed due to his site recusals.

In addition to the AEL document you will find the briefing papers for the 4 sites under consideration.

If you have any questions please let me know.

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

Message

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**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 6/27/2019 4:42:07 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Doyle, Brett [doyle.brett@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Subject:** Package for Administrator's briefing on the Administrator's Emphasis List  
**Attachments:**

## Deliberative Process / Ex. 5

Good afternoon,

Attached please find the materials for the Administrator's briefing on the Administrator's Emphasis List. The AEL list document included here is a scrubbed version as the Administrator is recused from 2 sites on the AEL. I will forward in a separate email the unscrubbed version and will also send Peter a separate email with a different AEL document that has been scrubbed due to his site recusals.

In addition to the AEL document you will find the briefing papers for the 4 sites under consideration.

If you have any questions please let me know.

*Silvina Fonseca  
Senior Advisor  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
Desk: 202.564.1955  
Cell: 202.306.6844*

Message

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**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 3/19/2019 12:20:50 AM  
**To:** Wilbur, Jennifer [Wilbur.Jennifer@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Keller, Melanie [Keller.Melanie@epa.gov]  
**Subject:** RE: Next batch (3) for review - budget fact sheets  
**Attachments:** OSRTI-2 special accts 3 13. ARMS (edits).docx; FFRRO\_Oakridge\_2020\_ARMS (edits).docx

Redlines attached. Will send Portland Harbor separately due to Peter's recusal.

Steven – **Deliberative Process / Ex. 5**

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

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**From:** Wilbur, Jennifer  
**Sent:** Thursday, March 14, 2019 2:08 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>  
**Cc:** Hoverman, Taylor <hoverman.taylor@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Keller, Melanie <Keller.Melanie@epa.gov>  
**Subject:** RE: Next batch (3) for review - budget fact sheets

Apologies, with attachments

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**From:** Wilbur, Jennifer  
**Sent:** Thursday, March 14, 2019 1:43 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>  
**Cc:** Hoverman, Taylor <hoverman.taylor@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Keller, Melanie <Keller.Melanie@epa.gov>  
**Subject:** Next batch (3) for review - budget fact sheets

Please see the following for review:

Oak Ridge  
Superfund Special Accounts  
Portland Harbor

**Deliberative Process / Ex. 5**

Jennifer M. Wilbur  
Senior Budget Officer and Director, Acquisition and Resources Management Staff  
Office of Program Management  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency

Wilbur.jennifer@epa.gov  
(202) 566-2756

Message

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**From:** Stoker, Michael B. [stoker.michael@epa.gov]  
**Sent:** 3/29/2019 11:26:50 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**CC:** Quast, Sylvia [Quast.Sylvia@epa.gov]; Michaud, John [Michaud.John@epa.gov]; Maldonado, Lewis [Maldonado.Lewis@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]  
**Subject:** Re: Request for Amicus Brief in Arconic, Inc., et al. v. APC Investment Co., et al.

Thx for letting me know. Have a great weekend. See you next week.

Michael Stoker  
EPA Regional Administrator-Region 9  
Cell: Ex. 6 Personal Privacy (PP)

On Mar 29, 2019, at 3:22 PM, Wright, Peter <wright.peter@epa.gov> wrote:

Mike and Sylvia

I am recused from working on the Omega site. I have included others in OLEM and OECA who may have views on this matter.

Peter

---

**From:** Stoker, Michael B.  
**Sent:** Thursday, March 28, 2019 10:22 AM  
**To:** Quast, Sylvia <Quast.Sylvia@epa.gov>  
**Cc:** Michaud, John <Michaud.John@epa.gov>; Maldonado, Lewis <Maldonado.Lewis@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>  
**Subject:** Re: Request for Amicus Brief in Arconic, Inc., et al. v. APC Investment Co., et al.

John,

# Deliberative Process / Ex. 5

Michael Stoker  
EPA Regional Administrator-Region 9  
Cell: Ex. 6 Personal Privacy (PP)

On Mar 26, 2019, at 11:52 AM, Quast, Sylvia <Quast.Sylvia@epa.gov> wrote:

# Deliberative Process / Ex. 5

Please don't hesitate to let me know if you have any questions about this and thanks so much for your attention to this matter. Sylvia

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**From:** Maldonado, Lewis

**Sent:** Tuesday, March 26, 2019 11:19 AM

**To:** Quast, Sylvia <[Quast.Sylvia@epa.gov](mailto:Quast.Sylvia@epa.gov)>

**Subject:** Request for Amicus Brief in Arconic, Inc., et al. v. APC Investment Co., et al.

Sylvia,

The District Court for the Central District of California (Judge George Wu) issued a decision on January 15, 2019 regarding PRP contribution rights under CERCLA at the Omega Superfund Site, one of our large Superfund Sites in Southern California. The

**Deliberative Process / Ex. 5**

# **Deliberative Process / Ex. 5**

# **Deliberative Process / Ex. 5**

Lewis





Message

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**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 9/26/2018 10:11:22 PM  
**To:** Brooks, Becky [Brooks.Becky@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** RE: AROW briefing document

All

I will delete this note as the attachment contains matters that I am recused from.

Peter

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**From:** Brooks, Becky  
**Sent:** Wednesday, September 26, 2018 6:10 PM  
**To:** Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>  
**Subject:** Fwd: AROW briefing document

Making sure you have these, too.

Sent from my iPhone

Begin forwarded message:

**From:** "Fonseca, Silvina" <Fonseca.Silvina@epa.gov>  
**Date:** September 26, 2018 at 5:11:10 PM EDT  
**To:** "Dickerson, Aaron" <dickerson.aaron@epa.gov>  
**Cc:** "Hilosky, Nick" <Hilosky.Nick@epa.gov>, "Brooks, Becky" <Brooks.Becky@epa.gov>, "Darwin, Veronica" <darwin.veronica@epa.gov>, "Molina, Michael" <molina.michael@epa.gov>  
**Subject:** RE: AROW briefing document

Good evening Aaron, the meeting with AAW tomorrow is a high level discussion about approaches to the river sites and has no specific ask. They held a similar meeting last year with Administrator Pruitt. Attached is some information for the Acting Administrator to read through to provide some context on some of our river sites that will be helpful in the listening session tomorrow.

*Silvina Fonseca*  
*Special Assistant*  
*Office of the Administrator*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell:* Personal Privacy / Ex. 6

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**From:** Dickerson, Aaron  
**Sent:** Wednesday, September 26, 2018 5:02 PM  
**To:** Fonseca, Silvina <Fonseca.Silvina@epa.gov>  
**Subject:** AROW briefing document

Hi Silvina

Do you have the briefing document for the meeting with AROW tomorrow?

Aaron Dickerson  
Senior Advisor  
Office of the Administrator  
U.S. EPA

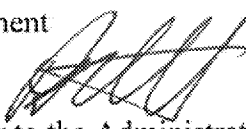


UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
Washington, D.C. 20460

JUL 24 2018

**MEMORANDUM**

SUBJECT: Recusal Statement

FROM: Peter Wright   
Senior Advisor to the Administrator

TO: Andrew R. Wheeler  
Acting Administrator

Upon consideration of my appointment, I consulted with the Office of General Counsel/Ethics (OGC/Ethics) and was advised about my ethics obligations. I have assiduously followed their advice since my appointment, and this memorandum formally notifies you of my continuing obligation to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I signed, as well as my own bar obligations.

*FINANCIAL CONFLICTS OF INTEREST*

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

As stated in my ethics agreement, I agreed to forfeit all DowDuPont, Inc. (DowDuPont) stock options that are unvested at the time of my resignation from DowDuPont and to divest of my vested stock options and stock in DowDuPont within 90 days of my federal appointment. I am currently working with OGC/Ethics to fulfill this commitment. Until I sell the stock, I

understand that I am recused from participating personally and substantially in any particular matter, including sector-specific policies and regulations, that would have a direct and predictable effect on the following:

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDupont, Inc.	Continues for as long as I own stock in the company. Upon divestiture, I understand that I am subject to additional restrictions pursuant to Executive Order 13770.
Chemical industry sector	Continues for as long as I own stock in this sector.

#### *OBLIGATIONS UNDER EXECUTIVE ORDER 13770*

Pursuant to Section 1, Paragraph 6 of the Executive Order, I understand that I have ethics obligations with respect to any former employer during the preceding two years, as well as any organization in which I held a fiduciary duty. For purposes of this restriction, the entities that fall within the prohibition are DowDuPont, the National Association of Wabash Men, and the Lambda Chi Alpha Home Association of Wabash College.

I understand that I am prohibited from participating in any particular matter involving specific parties in which any of the entities listed below is a party or represents a party. My recusal lasts for two years from the date that I joined federal service. I have been advised by OGC/Ethics that, for the purposes of this pledge obligation, the term “particular matters involving specific parties” is broadened to include any meetings or other communication relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties. I am further advised that the term “open to all interested parties” means five or more parties who represent a diversity of interests rather than one shared perspective.<sup>1</sup>

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDupont, Inc.	July 8, 2020
National Association of Wabash Men, Board of Directors	July 8, 2020
Lambda Chi Alpha Home Association of Wabash College	July 8, 2020

#### *ATTORNEY BAR OBLIGATIONS*

Pursuant to my obligations under my bar rules, I recognize that I am obliged to protect the confidences of my former clients. I also understand that I cannot participate in any matter that is the same as or substantially related to the same specific party matter that I participated in

<sup>1</sup> I understand that such meetings “do not have to be open to every corner, but should include a multiplicity of parties. For example, if an agency is holding a meeting with five or more stakeholders regarding a given policy or piece of legislation, [then I] could attend such a meeting even if one of the stakeholders is a former employer or former client.” See Office of Government Ethics (OGE) Advisory DO-09-011 (3/26/09), which applies to Exec. Order 13770 pursuant to OGE Legal Advisory LA-17-03 (3/20/17).

personally and substantially while in private practice, unless my bar provides for and I first obtain informed consent and notify OGC/Ethics.

### *SUPERFUND SITES*

To avoid any concerns about my ethical obligations, I am affirming that I will not participate in matters related to any of the sites on the attached list generated by the Office of Site Remediation and Enforcement. This list includes all of the Superfund sites at which DowDuPont Inc. is a potentially responsible party. Consistent with my attorney bar rules, I will not participate in any matter that I previously worked on personally and substantially. For any of the sites on the attached list that I did not previously work on personally and substantially, I will not participate in matters for those sites until after July 8, 2020, consistent with my obligations under the federal ethics regulations and Executive Order 13770.

### *SCREENING ARRANGEMENT*

In order to ensure that I do not participate in matters relating to any of the entities listed above or Superfund sites on the attached list, I will instruct Barry Breen and/or Steven Cook, Deputy Assistant Administrators, to assist in screening EPA matters directed to my attention that involve those entities or sites. All inquiries and comments involving the entities or Superfund sites on my recusal list should be directed to Mr. Breen or Mr. Cook without my knowledge or involvement until after my recusal period ends.

If Mr. Breen or Mr. Cook determine that a particular matter will directly involve any of the entities or matters listed on my "specific party" recusal list, then they will refer it for action or assignment to another, without my knowledge or involvement. In the event that they are unsure whether an issue is a particular matter from which I am recused, then they will consult with OGC/Ethics for a determination. I will provide a copy of this memorandum to my principal subordinates with a copy to Kevin Minoli, Designated Agency Ethics Official, and Justina Fugh, Senior Counsel for Ethics.

### *UPDATE AS NECESSARY*

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests such as the sale of the above-mentioned stock, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

cc: Ryan Jackson, Chief of Staff  
Barry Breen, Deputy Assistant Administrator  
Steven Cook, Deputy Assistant Administrator  
Kevin Minoli, Designated Agency Ethics Official  
Justina Fugh, Senior Counsel for Ethics

Message

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**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 11/16/2018 3:56:39 PM  
**To:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**CC:** Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Gervais, Gregory [Gervais.Gregory@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Patterson, Kenneth [Patterson.Kenneth@epa.gov]; Gardner, Monica [Gardner.Monica@epa.gov]; Darwin, Veronica [darwin.veronica@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Leff, Karin [Leff.Karin@epa.gov]; Burchette, John [Burchette.John@epa.gov]  
**Subject:** Re: SF DD's Call Recap Wks 11/5 - UNSCRUBBED

Thanks

I just received the  memo late yesterday. Will review and likely send to R 2 today.

Sent from my iPhone

On Nov 16, 2018, at 10:29 AM, Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)> wrote:

Internal and Deliberative. Please contact author if subject to FOIA.  
Please do not forward to Peter Wright. Sites in red - Peter Wright recusal.

Thank you!

*Silvina Fonseca  
Special Assistant  
Office of the Administrator  
U.S. Environmental Protection Agency  
Desk: 202.564.1955  
Cell: 202.306.6844*

<Week 11.5.2018 final unscrubbed.docx>

Message

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**From:** Johnson, Barnes [Johnson.Barnes@epa.gov]  
**Sent:** 8/27/2018 2:05:02 PM  
**To:** Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; ORCR IO [ORCR\_IO@epa.gov]; Coleman, Cheryl [Coleman.Cheryl@epa.gov]; Bergman, Shawna [Bergman.Shawna@epa.gov]  
**Subject:** RE: Request for meeting with ACC on Plastic Recovery  
**Attachments:** FFRG\_USEPA MOU Agreement.pdf

FYI – we have had a positive long term relationship with ACC on their WRAP program. We signed an MOU with them in Nov 2016 and it remains in effect through Dec 2019. I thought I would share this as an FYI. We are happy to further discuss what we have done under this MOU.

I purposively did not include Peter on this email given his recusal but if in your judgement find that it is OK to share this as background information please do forward it to him.

## Barnes Johnson

USEPA | Resource Conservation and Recovery | Tel 703-308-8895 |  
[johnson.barnes@epa.gov](mailto:johnson.barnes@epa.gov) | [@EPALand](#)

---

**From:** Cook, Steven  
**Sent:** Monday, August 27, 2018 9:00 AM  
**To:** Russell, Steven K. <Steven\_Russell@americanchemistry.com>; Wright, Peter <wright.peter@epa.gov>  
**Cc:** Johnson, Barnes <Johnson.Barnes@epa.gov>; Cookson, Craig <Craig\_Cookson@americanchemistry.com>; Joseph, Aiysha D. <Aiysha\_Joseph@americanchemistry.com>; Breen, Barry <Breen.Barry@epa.gov>  
**Subject:** RE: Request for meeting with ACC on Plastic Recovery

Steve –

Look forward to the discussion on this important topic.

Steven Cook  
Deputy Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
202.566.0609

---

**From:** Russell, Steven K. [[mailto:Steven\\_Russell@americanchemistry.com](mailto:Steven_Russell@americanchemistry.com)]  
**Sent:** Monday, August 27, 2018 8:51 AM  
**To:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>  
**Cc:** Johnson, Barnes <[Johnson.Barnes@epa.gov](mailto:Johnson.Barnes@epa.gov)>; Cookson, Craig <[Craig\\_Cookson@americanchemistry.com](mailto:Craig_Cookson@americanchemistry.com)>; Joseph, Aiysha D. <[Aiysha\\_Joseph@americanchemistry.com](mailto:Aiysha_Joseph@americanchemistry.com)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>  
**Subject:** RE: Request for meeting with ACC on Plastic Recovery

Thank you for the prompt reply, and the explanation, which we were not aware of. We will reach out to the Acting and Deputy AA in the coming days.

Regards,  
Steve

---

**From:** Wright, Peter [<mailto:wright.peter@epa.gov>]

**Sent:** Monday, August 27, 2018 8:44 AM

**To:** Russell, Steven K. <[Steven\\_Russell@americanchemistry.com](mailto:Steven_Russell@americanchemistry.com)>

**Cc:** Johnson, Barnes <[Johnson.Barnes@epa.gov](mailto:Johnson.Barnes@epa.gov)>; Cookson, Craig <[Craig\\_Cookson@americanchemistry.com](mailto:Craig_Cookson@americanchemistry.com)>; Joseph, Aiysha D. <[Aiysha\\_Joseph@americanchemistry.com](mailto:Aiysha_Joseph@americanchemistry.com)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>

**Subject:** RE: Request for meeting with ACC on Plastic Recovery

Steve

At this time I am not in a position to accept this meeting **Ex. 6 Personal Privacy (PP)** You might check back in a few weeks.

If you would like to schedule a meeting sooner, I have copied Barry Breen, who is the Acting Assistant Administrator and Steven Cook, the Deputy Assistant Administrator, and you might reach out to them.

Peter

---

**From:** Russell, Steven K. [[mailto:Steven\\_Russell@americanchemistry.com](mailto:Steven_Russell@americanchemistry.com)]

**Sent:** Saturday, August 25, 2018 5:17 PM

**To:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>

**Cc:** Johnson, Barnes <[Johnson.Barnes@epa.gov](mailto:Johnson.Barnes@epa.gov)>; Cookson, Craig <[Craig\\_Cookson@americanchemistry.com](mailto:Craig_Cookson@americanchemistry.com)>; Joseph, Aiysha D. <[Aiysha\\_Joseph@americanchemistry.com](mailto:Aiysha_Joseph@americanchemistry.com)>

**Subject:** Request for meeting with ACC on Plastic Recovery

Special Counsel Wright,

Attached is a meeting request from the American Chemistry Council to discuss **Deliberative Process / Ex. 5**  
**Deliberative Process / Ex. 5**

Regards,  
Steve Russell

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**Steve Russell** | American Chemistry Council  
Vice President, Plastics Division  
[steven\\_russell@americanchemistry.com](mailto:steven_russell@americanchemistry.com)  
700 2<sup>nd</sup> Street, NE | Washington, DC | 20002  
O: 202.249.6600 C: 703.395.4525  
[www.americanchemistry.com/plastics](http://www.americanchemistry.com/plastics)  
[www.plasticsmakeitpossible.com](http://www.plasticsmakeitpossible.com)

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Message

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**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 3/18/2019 6:38:41 PM  
**To:** Wilbur, Jennifer [Wilbur.Jennifer@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Keller, Melanie [Keller.Melanie@epa.gov]  
**Subject:** RE: 5 more budget factsheets - last for tonight  
**Attachments:** OSRTI-12 AML 3 14.ARMS (edits).docx; OSRTI-15 Silver Bow 3 14.ARMS (edits).docx; OSRTI-14 Anaconda NV 3 14.ARMS (edits).docx; OSRTI-13 USS Lead 3 13.ARMS (edits).docx

Redlines attached. I will send Passaic separately since Peter is recused.

Peter & Barry – I added some condensed language from the Bonita Peak one pager to the attached AML document on

Ex. 5 Deliberative Process (DP).

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

---

**From:** Wilbur, Jennifer  
**Sent:** Thursday, March 14, 2019 7:02 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Keller, Melanie <Keller.Melanie@epa.gov>  
**Subject:** 5 more budget factsheets - last for tonight

Attached are:

Abandoned Mines (AML)  
Anaconda Copper Mine, NV  
U.S.S. Lead  
Butte/Silver Bow Creek  
Lower Passaic River

Jennifer M. Wilbur  
Senior Budget Officer and Director, Acquisition and Resources Management Staff  
Office of Program Management  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency

[Wilbur.jennifer@epa.gov](mailto:Wilbur.jennifer@epa.gov)  
(202) 566-2756

Message

---

**From:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**on behalf of** Cook, Steven [cook.steven@epa.gov]  
**Sent:** 8/21/2019 8:04:47 PM  
**To:** OLEM SF Reg DDs [OLEMSFRegDDs@epa.gov]; Regional RCRA Directors & Deputies [Regional\_RCRA\_Directors\_\_Deputies@epa.gov]  
**CC:** OLEM SF Reg Branch Chiefs [OLEMSFRegBranchChiefs@epa.gov]; Regional RCRA Program Branch Chiefs [Regional\_RCRA\_Program\_Branch\_Chiefs@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Johnson, Barnes [Johnson.Barnes@epa.gov]; Salyer, Kathleen [Salyer.Kathleen@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** REMINDER: Peter Wright's Recusals  
**Attachments:** Wright\_Dow\_DuPont\_6-22\_Revised.xlsx

Dear Colleagues,

In an effort to meet our ethics obligations, please ensure that when sending site-specific information to the OLEM AA and/or OLEM Immediate Office, you check Peter Wright's recusal list before sending.

For Superfund sites: If there is specific information for a site on the recusal list, please do not include Peter Wright on the email. Please do include in the email a note that you are leaving him off because he is recused. We've attached Peter's most recent recusal list for your information. This recusal list will be in place until July 8, 2020. After that, a more limited list of sites will still be subject to recusal. We will circulate an updated list at that time.

For RCRA and current operating sites: Peter is recused from specific matters involving DowDuPont sites, including subsidiaries and recent spin-offs, for two years (until July 8, 2020). However, please note that Chemours facilities are not subject to the recusal. If you need to send site specific information to the OLEM AA or OLEM IO please follow the same protocol as above.

Thank you in advance for your help,

Steven Cook  
Deputy Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
+1 202.566.0609  
[cook.steven@epa.gov](mailto:cook.steven@epa.gov)

Message

---

**From:** Keller, Melanie [Keller.Melanie@epa.gov]  
**Sent:** 8/17/2019 1:46:46 AM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]  
**Subject:** USE THIS VERSION, please: Portland Harbor factsheet for OLEM IO review  
**Attachments:** Portland Harbor R10 Issue Paper - OLEM edits.docx

My apologies to all.

Please use this version for PH. It now includes OECA's edits that I received tonight as well.

Thank you for your time and consideration,  
Melanie

**Melanie C. Keller**

US Environmental Protection Agency  
Congressional Liaison – OLEM/OCPA  
(202) 566-2772 – office  
(202) 897-9357 – mobile  
[keller.melanie@epa.gov](mailto:keller.melanie@epa.gov)

---

**From:** Keller, Melanie  
**Sent:** Friday, August 16, 2019 9:36 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>  
**Subject:** Portland Harbor factsheet for OLEM IO review

Good evening,

(Sending this one separately because of Peter's recusal.)

Please see the attached [Portland Harbor factsheet](#) for your review by Tuesday's deadline.

Please let me know if you have any questions.

Thank you,  
Melanie

**Melanie C. Keller**

Congressional Liaison  
United States Environmental Protection Agency  
Office of Land and Emergency Management (OLEM)

(202) 566-2772 – office  
(202) 897-9357 – mobile

[keller.melanie@epa.gov](mailto:keller.melanie@epa.gov)



Message

---

**From:** Cook, Steven [cook.steven@epa.gov]  
**Sent:** 10/16/2018 9:59:15 PM  
**To:** Colip, Matthew [colip.matthew@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Harwood, Jackie [Harwood.Jackie@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]  
**Subject:** RE: For Barry/Peter/Steven Review by COB Wednesday: press release for Portland Harbor Superfund Site

Taking Peter off list as he is recused.

My only comment is

Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

---

**From:** Colip, Matthew  
**Sent:** Tuesday, October 16, 2018 3:43 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>  
**Subject:** For Barry/Peter/Steven Review by COB Wednesday: press release for Portland Harbor Superfund Site  
**Importance:** High

Barry, Peter, and Steven,

Attached for your review is a draft press release from Region 10 on the Portland Harbor site incorporating OSRTI's input, which included input from Jim. Region 10 is planning to issue this press release next week.

**If possible, please let me know if you have any input by COB tomorrow, Wednesday.**

Thanks,  
Matt

Matthew Colip  
Office of Communications, Partnerships and Analysis  
Office of Land and Emergency Management (OLEM)  
U.S. Environmental Protection Agency  
Office: 202-566-2641  
Mobile: 202-597-1887  
[Follow us on Twitter @EPALand](#)

Message

---

**From:** Keller, Melanie [Keller.Melanie@epa.gov]  
**Sent:** 8/17/2019 1:35:37 AM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]  
**Subject:** Portland Harbor factsheet for OLEM IO review  
**Attachments:** Portland Harbor R10 Issue Paper - OLEM edits.docx

Good evening,

(Sending this one separately because of Peter's recusal.)

Please see the attached Portland Harbor factsheet for your review by Tuesday's deadline.

Please let me know if you have any questions.

Thank you,  
Melanie

*Melanie C. Keller*

Congressional Liaison  
United States Environmental Protection Agency  
Office of Land and Emergency Management (OLEM)

(202) 566-2772 – office  
(202) 897-9357 – mobile

[keller.melanie@epa.gov](mailto:keller.melanie@epa.gov)



Message

---

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 6/13/2019 4:04:38 PM  
**To:** Doyle, Brett [doyle.brett@epa.gov]  
**CC:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** Re: Suggested Agenda for 061319 AEL Meeting

## Ex. 6 Personal Privacy (PP)

Sent from my iPhone

On Jun 13, 2019, at 11:40 AM, Doyle, Brett ok <doyle.brett@epa.gov> wrote:

Hi Jim,

We will not be providing a call in for the meeting. If you can not make the meeting in person, I strongly advise you send Dana in your place.

Thanks and see you soon,

Brett

Sent from my iPhone

On Jun 13, 2019, at 8:46 AM, Woolford, James <Woolford.James@epa.gov> wrote:

Can I get a call in number for today's meeting?

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

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Phone: (703) 603 8960– Main Office Line

Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202



<image001.gif>

---

**From:** Fonseca, Silvina  
**Sent:** Wednesday, June 12, 2019 2:14 PM  
**To:** Doyle, Brett <[doyle.brett@epa.gov](mailto:doyle.brett@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Great thank you!

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

---

**From:** Doyle, Brett  
**Sent:** Wednesday, June 12, 2019 2:13 PM  
**To:** Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

We will definitely inform them of what decisions are made tomorrow.

---

**From:** Fonseca, Silvina  
**Sent:** Wednesday, June 12, 2019 2:07 PM  
**To:** Doyle, Brett <[doyle.brett@epa.gov](mailto:doyle.brett@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Thank you Brett, this is very helpful. For clarification purposes, will we confirm with the respective Regions prior to finalizing the sites to present to the Administrator for his consideration to include/remove from the AEL?

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

---

**From:** Doyle, Brett  
**Sent:** Wednesday, June 12, 2019 2:00 PM  
**To:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>  
**Subject:** Suggested Agenda for 061319 AEL Meeting

Hi All,

I am passing this along so everyone is on the same page RE discussion topics for tomorrow. N.B. that I will send an edited version of this list to Peter, as he is recused from one of the agenda items.

## **Ex. 5 Deliberative Process (DP)**

Brett Doyle  
Senior Advisor to the Administrator  
U.S. Environmental Protection Agency  
(202) 564-6277

Message

---

**From:** Doyle, Brett [doyle.brett@epa.gov]  
**Sent:** 6/13/2019 3:40:20 PM  
**To:** Woolford, James [Woolford.James@epa.gov]  
**CC:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** Re: Suggested Agenda for 061319 AEL Meeting

Hi Jim,

We will not be providing a call in for the meeting. If you can not make the meeting in person, I strongly advise you send Dana in your place.

Thanks and see you soon,

Brett

Sent from my iPhone

On Jun 13, 2019, at 8:46 AM, Woolford, James <Woolford.James@epa.gov> wrote:

Can I get a call in number for today's meeting?

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

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2777 S. Crystal Dr.  
Arlington, VA 22202

<image001.gif>

---

**From:** Fonseca, Silvina  
**Sent:** Wednesday, June 12, 2019 2:14 PM  
**To:** Doyle, Brett <doyle.brett@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Woolford, James

<Woolford.James@epa.gov>

**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Great thank you!

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

---

**From:** Doyle, Brett  
**Sent:** Wednesday, June 12, 2019 2:13 PM  
**To:** Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Woolford, James <Woolford.James@epa.gov>  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

We will definitely inform them of what decisions are made tomorrow.

---

**From:** Fonseca, Silvina  
**Sent:** Wednesday, June 12, 2019 2:07 PM  
**To:** Doyle, Brett <doyle.brett@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Woolford, James <Woolford.James@epa.gov>  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Thank you Brett, this is very helpful. For clarification purposes, will we confirm with the respective Regions prior to finalizing the sites to present to the Administrator for his consideration to include/remove from the AEL?

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

---

**From:** Doyle, Brett  
**Sent:** Wednesday, June 12, 2019 2:00 PM  
**To:** Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Woolford, James <Woolford.James@epa.gov>  
**Subject:** Suggested Agenda for 061319 AEL Meeting

Hi All,

I am passing this along so everyone is on the same page RE discussion topics for tomorrow. N.B. that I will send an edited version of this list to Peter, as he is recused from one of the agenda items.

## Ex. 5 Deliberative Process (DP)

# **Ex. 5 Deliberative Process (DP)**

Brett Doyle  
Senior Advisor to the Administrator  
U.S. Environmental Protection Agency  
(202) 564-6277

Message

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 3/14/2019 9:49:14 PM  
**To:** Darwin, Veronica [darwin.veronica@epa.gov]; DeLeon, Rafael [Deleon.Rafael@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]  
**CC:** Hoverman, Taylor [hoverman.taylor@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Doyle, Brett [doyle.brett@epa.gov]  
**Subject:** RE: For AEL brief

## Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP) I've shared those with Veronica, since Peter is  
recused from 1 of them.

## Ex. 5 Deliberative Process (DP)

Thanks

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)  
Our mission is to return the most contaminated areas of the country to communities for safe reuse in a healthy environment.  
Phone: (703) 603 8960- Main Office Line

Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202

-----Original Message-----

**From:** Darwin, Veronica  
**Sent:** Thursday, March 14, 2019 4:51 PM  
**To:** DeLeon, Rafael <Deleon.Rafael@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>  
**Cc:** Woolford, James <Woolford.James@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Doyle, Brett <doyle.brett@epa.gov>  
**Subject:** RE: For AEL brief

Thank you! I made your edits

Ex. 5 Deliberative Process (DP)

Nick will send out the final docs. Thank you, Nick!

Veronica

-----Original Message-----

**From:** DeLeon, Rafael  
**Sent:** Thursday, March 14, 2019 4:12 PM  
**To:** Darwin, Veronica <darwin.veronica@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>  
**Cc:** Woolford, James <Woolford.James@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Doyle, Brett <doyle.brett@epa.gov>  
**Subject:** RE: For AEL brief

## Ex. 5 Deliberative Process (DP)

-----Original Message-----

From: Darwin, Veronica

Sent: Thursday, March 14, 2019 2:51 PM

To: DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>

Cc: Woolford, James <Woolford.James@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Breen, Barry

<Breen.Barry@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>;

Wright, Peter <wright.peter@epa.gov>; Doyle, Brett <doyle.brett@epa.gov>

Subject: RE: For AEL brief

## Ex. 5 Deliberative Process (DP)

-----Original Message-----

From: Darwin, Veronica

Sent: Thursday, March 14, 2019 2:43 PM

To: Woolford, James <Woolford.James@epa.gov>

Cc: DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Breen, Barry

<Breen.Barry@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>;

Wright, Peter <wright.peter@epa.gov>; Doyle, Brett <doyle.brett@epa.gov>; Mackey, Cyndy

<Mackey.Cyndy@epa.gov>

Subject: RE: For AEL brief

Yes. Questions are for Rafael and Cindy. Sorry that wasn't clear. Thank you!

V.

-----Original Message-----

From: Woolford, James

Sent: Thursday, March 14, 2019 2:41 PM

To: Darwin, Veronica <darwin.veronica@epa.gov>

Cc: DeLeon, Rafael <DeLeon.Rafael@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Breen, Barry

<Breen.Barry@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>;

Wright, Peter <wright.peter@epa.gov>; Doyle, Brett <doyle.brett@epa.gov>; Mackey, Cyndy

<Mackey.Cyndy@epa.gov>

Subject: Re: For AEL brief

These are OSRE's.

Sent from my iPhone

> On Mar 14, 2019, at 2:39 PM, Darwin, Veronica <darwin.veronica@epa.gov> wrote:

>

> Thanks for the input.

Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

> Thank you!

> Veronica

>

> -----Original Message-----

> From: DeLeon, Rafael

> Sent: Thursday, March 14, 2019 1:48 PM

> To: Woolford, James <Woolford.James@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>; Hoverman,

Taylor <hoverman.taylor@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Stalcup, Dana

<Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>

> Cc: Mackey, Cyndy <Mackey.Cyndy@epa.gov>

> Subject: RE: For AEL brief

>

> Sorry...one other thing.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

> -----Original Message-----

> From: DeLeon, Rafael

> Sent: Thursday, March 14, 2019 1:44 PM

> To: Woolford, James <Woolford.James@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>; Hoverman,

Taylor <hoverman.taylor@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Stalcup, Dana

<Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>

> Cc: Mackey, Cyndy <Mackey.Cyndy@epa.gov>

> Subject: RE: For AEL brief

>

> Veronica

>

>

> I discussed with staff and Cyndy.  
> **Ex. 5 Deliberative Process (DP)** Thx.

## **Ex. 5 Deliberative Process (DP)**

>



Message

---

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 5/30/2019 2:40:57 PM  
**To:** Wright, Peter [wright.peter@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Subject:** RE: Arconic Inc. v. APC Investment Co., No. 19-55181 (9th Cir.)

It is on your recusal list.

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

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Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202



---

**From:** Wright, Peter  
**Sent:** Thursday, May 30, 2019 10:39 AM  
**To:** Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
**Subject:** RE: Arconic Inc. v. APC Investment Co., No. 19-55181 (9th Cir.)

All:

I am fairly certain (I have not double checked) that I am recused from this site.

Peter

---

**From:** Cook, Steven  
**Sent:** Thursday, May 30, 2019 9:10 AM  
**To:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Simon, Nigel <[Simon.Nigel@epa.gov](mailto:Simon.Nigel@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>; Stalcup, Dana <[Stalcup.Dana@epa.gov](mailto:Stalcup.Dana@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>  
**Subject:** FW: Arconic Inc. v. APC Investment Co., No. 19-55181 (9th Cir.)

FYI

---

**From:** Fotouhi, David  
**Sent:** Thursday, May 30, 2019 7:38 AM  
**To:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>  
**Subject:** FW: Arconic Inc. v. APC Investment Co., No. 19-55181 (9th Cir.)

FYI, **Ex. 5 Deliberative Process (DP)**

**David Fotouhi**

Principal Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

---

**From:** Fotouhi, David  
**Sent:** Wednesday, May 29, 2019 5:33 PM  
**To:** Grant, Eric (ENRD) <[Eric.Grant@usdoj.gov](mailto:Eric.Grant@usdoj.gov)>  
**Cc:** Snow, Corinne (ENRD) <[Corinne.Snow@usdoj.gov](mailto:Corinne.Snow@usdoj.gov)>; Bodine, Susan <[bodine.susan@epa.gov](mailto:bodine.susan@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Stoker, Michael B. <[stoker.michael@epa.gov](mailto:stoker.michael@epa.gov)>  
**Subject:** Arconic Inc. v. APC Investment Co., No. 19-55181 (9th Cir.)

Eric:

Please see the attached correspondence regarding the above-referenced matter.

Best,

David

**David Fotouhi**

Principal Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

Message

---

**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 8/8/2018 8:28:21 PM  
**To:** Lopez, Peter [lopez.peter@epa.gov]  
**CC:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]; Fitz-James, Schatzi [Fitz-James.Schatzi@epa.gov]; Ammon, Doug [Ammon.Doug@epa.gov]; Poore, Christine [Poore.Christine@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Mugdan, Walter [Mugdan.Walter@epa.gov]; Prince, John [Prince.John@epa.gov]; Carpenter, Angela [Carpenter.Angela@epa.gov]; Sivak, Michael [Sivak.Michael@epa.gov]; Wilson, Eric [Wilson.EricJ@epa.gov]; Lyon, Christopher [lyon.christopher@epa.gov]; Kopec, Slawomir [kopec.slawomir@epa.gov]; Metz, Chloe [Metz.Chloe@epa.gov]  
**Subject:** Re: Conference call on American Cyanamid and Berry's Creek/Decision Documents >\$50 Million

All

I will drop off of the call during the Berry's Creek discussion as I am recused from working on that matter.

Peter

Sent from my iPad

On Aug 8, 2018, at 4:11 PM, Lopez, Peter <[lopez.peter@epa.gov](mailto:lopez.peter@epa.gov)> wrote:

<mime-attachment.ics>

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 10/29/2018 6:31:31 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Fitz-James, Schatzi [Fitz-James.Schatzi@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]; Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**CC:** Gartner, Lois [Gartner.Lois@epa.gov]; Schutz, Michelle [Schutz.Michelle@epa.gov]; Jeng, Richard [Jeng.Richard@epa.gov]; Hovis, Jennifer [Hovis.Jennifer@epa.gov]; Edwards, Jennifer [Edwards.Jennifer@epa.gov]; Darwin, Veronica [darwin.veronica@epa.gov]  
**Subject:** Fwd: Example of OSRTI Ongoing RA Funding Plan -  
**Attachments:** Example Ongoing RA Funding Plan from 2018-09-05\_Redacted.pdf; ATT00001.htm

Begin forwarded message:

**From:** "Hovis, Jennifer" <[Hovis.Jennifer@epa.gov](mailto:Hovis.Jennifer@epa.gov)>  
**Date:** October 25, 2018 at 3:20:37 PM EDT  
**To:** OLEM OSRTI OD Materials <[OLEM\\_OSRTI\\_OD\\_Materials@epa.gov](mailto:OLEM_OSRTI_OD_Materials@epa.gov)>  
**Cc:** "Lowery, Brigid" <[Lowery.Brigid@epa.gov](mailto:Lowery.Brigid@epa.gov)>, "Fitz-James, Schatzi" <[Fitz-James.Schatzi@epa.gov](mailto:Fitz-James.Schatzi@epa.gov)>, "Jeng, Richard" <[Jeng.Richard@epa.gov](mailto:Jeng.Richard@epa.gov)>, "Edwards, Jennifer" <[Edwards.Jennifer@epa.gov](mailto:Edwards.Jennifer@epa.gov)>, "Jennings, Robert" <[jennings.Robert@epa.gov](mailto:jennings.Robert@epa.gov)>, "Flaks, Art" <[Flaks.Art@epa.gov](mailto:Flaks.Art@epa.gov)>, "Hollingsworth, Kevin" <[Hollingsworth.Kevin@epa.gov](mailto:Hollingsworth.Kevin@epa.gov)>  
**Subject:** Example of OSRTI Ongoing RA Funding Plan

OSRTI IO,

## Ex. 5 Deliberative Process (DP)

Finally, site information has been redacted based on both the Wright and Wheeler recusal site lists previously provided.

Please let me or Richard know if you have any questions.

[illegible]

JEN HOVIS

Chief, Construction & Post Construction Management Branch (CPCMB)  
Office of Superfund Remediation & Technology Innovation (OSRTI)  
desk: 703.603.8888 | cell: 571.814.0303 | [hovis.jennifer@epa.gov](mailto:hovis.jennifer@epa.gov)

Message

---

**From:** Cook, Steven [cook.steven@epa.gov]  
**Sent:** 8/8/2018 4:32:12 AM  
**To:** Woolford, James [Woolford.James@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]; Ammon, Doug [Ammon.Doug@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Schutz, Michelle [Schutz.Michelle@epa.gov]  
**Subject:** Re: Check in Brief on sites GT \$50M?

I am current with BF Goodrich but need briefing on other two.

Sent from my iPhone

On Aug 7, 2018, at 2:39 PM, Woolford, James <Woolford.James@epa.gov> wrote:

BTW – Ventron-Velsicol / Berry's Creek in on Peter's recusal list.

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

Our mission is to return the most contaminated areas of the country to communities for safe reuse in a healthy environment.

Phone: (703) 603 8960– Main Office Line

Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202

<image001.gif>

---

**From:** Woolford, James  
**Sent:** Tuesday, August 07, 2018 5:25 PM  
**To:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Becky Brooks <Brooks.Becky@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Barry Breen <Breen.Barry@epa.gov>  
**Cc:** Dana Stalcup <Stalcup.Dana@epa.gov>; Brigid Lowery <Lowery.Brigid@epa.gov>; 'Doug Ammon' <Ammon.Doug@epa.gov>; 'Lois Gartner' <Gartner.Lois@epa.gov>; Schutz, Michelle <Schutz.Michelle@epa.gov>  
**Subject:** Check in Brief on sites GT \$50M?

Good afternoon:

The AO is working to schedule a brief with acting administrator Wheeler on 3 RODs GT \$50 M.

Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Silvina is working with Regions

on those summaries.

The question for the OLEM IO is whether, before the briefing with the acting administrator, you like a briefing? At this point, OSRTI does not need one, but as Peter has joined EPA since the briefings on the proposed plans in the spring, I can see some utility in briefing him and bringing him up to speed.

Please let us know your preference and OSRTI will work the Regions to schedule as appropriate.

Thanks.

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

Our mission is to return the most contaminated areas of the country to communities for safe reuse in a healthy environment.

Phone: (703) 603 8960— Main Office Line

Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202

<image001.gif>

Message

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**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 6/13/2019 12:46:19 PM  
**To:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Doyle, Brett [doyle.brett@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Can I get a call in number for today's meeting?

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

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Phone: (703) 603 8960– Main Office Line

Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202



---

**From:** Fonseca, Silvina  
**Sent:** Wednesday, June 12, 2019 2:14 PM  
**To:** Doyle, Brett <doyle.brett@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Woolford, James <Woolford.James@epa.gov>  
**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Great thank you!

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*

Cell: 202.306.6844

---

**From:** Doyle, Brett

**Sent:** Wednesday, June 12, 2019 2:13 PM

**To:** Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>

**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

We will definitely inform them of what decisions are made tomorrow.

---

**From:** Fonseca, Silvina

**Sent:** Wednesday, June 12, 2019 2:07 PM

**To:** Doyle, Brett <[doyle.brett@epa.gov](mailto:doyle.brett@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>

**Subject:** RE: Suggested Agenda for 061319 AEL Meeting

Thank you Brett, this is very helpful. For clarification purposes, will we confirm with the respective Regions prior to finalizing the sites to present to the Administrator for his consideration to include/remove from the AEL?

*Silvina Fonseca*

*Senior Advisor*

*Office of Land and Emergency Management*

*U.S. Environmental Protection Agency*

*Desk: 202.564.1955*

*Cell: 202.306.6844*

---

**From:** Doyle, Brett

**Sent:** Wednesday, June 12, 2019 2:00 PM

**To:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>

**Subject:** Suggested Agenda for 061319 AEL Meeting

Hi All,

I am passing this along so everyone is on the same page RE discussion topics for tomorrow. N.B. that I will send an edited version of this list to Peter, as he is recused from one of the agenda items.

## Ex. 5 Deliberative Process (DP)



## **Ex. 5 Deliberative Process (DP)**

Brett Doyle  
Senior Advisor to the Administrator  
U.S. Environmental Protection Agency  
(202) 564-6277

Message

---

**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 8/6/2019 3:42:29 PM  
**To:** Keller, Melanie [Keller.Melanie@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Harwood, Jackie [Harwood.Jackie@epa.gov]; Manges, Ellen [Manges.Ellen@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]  
**Subject:** RE: URGENT -- FOR QUICK REVIEW by 4pm: OLEM response to HEC TA Request re: OUs at Portland Harbor

Melanie,

Please note that Peter is recused from this site. The response looks good to me.

Steven – if you don't get to review this before your hill meeting, this will be the most time sensitive review item once you're back (that I'm aware of).

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

---

**From:** Keller, Melanie <Keller.Melanie@epa.gov>  
**Sent:** Tuesday, August 6, 2019 11:35 AM  
**To:** Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hoverman, Taylor <hoverman.taylor@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>; Manges, Ellen <Manges.Ellen@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>  
**Subject:** URGENT -- FOR QUICK REVIEW by 4pm: OLEM response to HEC TA Request re: OUs at Portland Harbor  
**Importance:** High

Good morning,

OLEM/R10 received the following TA request from HEC majority staff re: how operable units are identified at the Portland Harbor site.

## Ex. 5 Deliberative Process (DP)

Thank you,  
Melanie

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

**Melanie C. Keller**

US Environmental Protection Agency  
Congressional Liaison – OLEM/OCPA  
(202) 566-2772 -- office  
(202) 897-9357 -- mobile  
[keller.melanie@epa.gov](mailto:keller.melanie@epa.gov)

Message

---

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 3/14/2019 6:01:22 PM  
**To:** Darwin, Veronica [darwin.veronica@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]  
**CC:** DeLeon, Rafael [DeLeon.Rafael@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]  
**Subject:** Re: For AEL brief

A second example.

## Ex. 5 Deliberative Process (DP)

Sent from my iPhone

> On Mar 14, 2019, at 1:36 PM, Woolford, James <Woolford.James@epa.gov> wrote:  
>  
> From region 2 - from my ask to the regions following this AMs pre-brief.  
>  
> Leaving peter out due to refusal.  
>

## Ex. 5 Deliberative Process (DP)

> Sent from my iPhone

Message

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**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 9/4/2018 8:17:57 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Fotouhi, David [Fotouhi.David@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Michaud, John [Michaud.John@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Worthman, Gary [Worthman.Gary@epa.gov]; Falvo, Nicholas [falvo.nicholas@epa.gov]  
**Subject:** RE: Briefing materials for tomorrow's meeting with Acting Administrator Wheeler  
**Attachments:** Acting Administrator ROD Briefings 9.5.2018 Agenda.docx

Revised Agenda!

*Silvina Fonseca*  
*Special Assistant*  
*Office of the Administrator*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

---

**From:** Fonseca, Silvina  
**Sent:** Tuesday, September 04, 2018 1:15 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Bodine, Susan <bodine.susan@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Michaud, John <Michaud.John@epa.gov>; Jackson, Ryan <jackson.ryan@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Gartner, Lois <Gartner.Lois@epa.gov>; Worthman, Gary <Worthman.Gary@epa.gov>; Falvo, Nicholas <falvo.nicholas@epa.gov>  
**Subject:** Briefing materials for tomorrow's meeting with Acting Administrator Wheeler

Good afternoon,

Attached are the briefing materials for tomorrow's meeting with Acting Administrator Wheeler regarding the following sites:

Shaffer/Arbuckle (Minden) - Region 3; Ex. 5 Deliberative Process (DP)  
BF Goodrich - Region 4; Ex. 5 Deliberative Process (DP)  
American Cyanamid – Region 2; Ex. 5 Deliberative Process (DP)  
Berry's Creek – Region 2; Ex. 5 Deliberative Process (DP)

Agenda for the meeting is also attached.

Please note that Peter Wright is recused from Berry's Creek.

*Silvina Fonseca*  
*Special Assistant*  
*Office of the Administrator*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

Acting Administrator Briefing  
Superfund Sites/ **Ex. 5 Deliberative Process (DP)**

September 5, 2018

Agenda

9:45 – 9:50 am	Introduction/Logistics for meeting
9:50 – 10:10 am	Shaffer/Arbuckle Site (Minden, West Virginia) Region 3; <b>Ex. 5 Deliberative Process (DP)</b>
10:10 – 10:30 am	B.F. Goodrich (Kentucky) Region 4; <b>Ex. 5 Deliberative Process (DP)</b>
10:30 – 10:50 am	American Cyanamid (New Jersey) Region 2; <b>Ex. 5 Deliberative Process (DP)</b>
10:50 – 11:10 am	Berry's Creek* (New Jersey) Region 2; <b>Ex. 5 Deliberative Process (DP)</b>

\*Peter Wright is recused from this site.

Message

---

**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 9/4/2018 5:17:45 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Fotouhi, David [Fotouhi.David@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Michaud, John [Michaud.John@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Worthman, Gary [Worthman.Gary@epa.gov]; Falvo, Nicholas [falvo.nicholas@epa.gov]  
**Subject:** RE: Briefing materials for tomorrow's meeting with Acting Administrator Wheeler  
**Attachments:** SHAFFER\_ARBUCKLE CREEK ADMINISTRATOR BRIEFING\_9.5.2018 final.docx

One more!


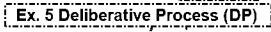
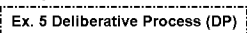
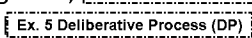
*Silvina Fonseca*  
*Special Assistant*  
*Office of the Administrator*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

---

**From:** Fonseca, Silvina  
**Sent:** Tuesday, September 04, 2018 1:15 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Bodine, Susan <bodine.susan@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Fotouhi, David <fotouhi.david@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Michaud, John <Michaud.John@epa.gov>; Jackson, Ryan <jackson.ryan@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Gartner, Lois <Gartner.Lois@epa.gov>; Worthman, Gary <Worthman.Gary@epa.gov>; Falvo, Nicholas <falvo.nicholas@epa.gov>  
**Subject:** Briefing materials for tomorrow's meeting with Acting Administrator Wheeler

Good afternoon,

Attached are the briefing materials for tomorrow's meeting with Acting Administrator Wheeler regarding the following sites:

Shaffer/Arbuckle (Minden) - Region 3;   
BF Goodrich - Region 4;  Ex. 5 Deliberative Process (DP)  
American Cyanamid – Region 2;  Ex. 5 Deliberative Process (DP)  
Berry's Creek – Region 2;  Ex. 5 Deliberative Process (DP)

Agenda for the meeting is also attached.

Please note that Peter Wright is recused from Berry's Creek.

*Silvina Fonseca*  
*Special Assistant*  
*Office of the Administrator*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*  
*Cell: 202.306.6844*

Message

---

**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 5/13/2019 9:56:18 PM  
**To:** Woolford, James [Woolford.James@epa.gov]; Edlund, Carl [Edlund.Carl@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Breen, Barry [Breen.Barry@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]; Meyer, John [Meyer.John@epa.gov]; Peycke, Mark [Peycke.Mark@epa.gov]; Adams, Adam [Adams.Adam@epa.gov]; Josiam, Raji [josiam.raji@epa.gov]; Villarreal, Chris [villarreal.chris@epa.gov]; Payne, James [payne.james@epa.gov]  
**Subject:** RE: USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

All:

Please remove me from this communication chain as I am recused from working on this matter.

Thank you.

Peter

Peter C Wright  
Special Counsel, Office of the Administrator  
United States Environmental Protection Agency  
1301 Constitutional Ave NW  
Washington, DC  
202-566-9988

---

**From:** Woolford, James  
**Sent:** Monday, May 13, 2019 4:55 PM  
**To:** Edlund, Carl <Edlund.Carl@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Meyer, John <Meyer.John@epa.gov>; Peycke, Mark <Peycke.Mark@epa.gov>; Adams, Adam <Adams.Adam@epa.gov>; Josiam, Raji <josiam.raji@epa.gov>; Villarreal, Chris <villarreal.chris@epa.gov>; Payne, James <payne.james@epa.gov>  
**Subject:** RE: USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

Thanks

---

**From:** Edlund, Carl  
**Sent:** Monday, May 13, 2019 4:05 PM  
**To:** Cook, Steven <cook.steven@epa.gov>  
**Cc:** Woolford, James <Woolford.James@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Meyer, John <Meyer.John@epa.gov>; Peycke, Mark <Peycke.Mark@epa.gov>; Adams, Adam <Adams.Adam@epa.gov>; Josiam, Raji <josiam.raji@epa.gov>; Villarreal, Chris <villarreal.chris@epa.gov>; Payne, James <payne.james@epa.gov>  
**Subject:** Re: USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16



Sorry for the delay in responding, Raji Josiam, the RPM for this site was out of the country last week and I wanted to consult with her before responding.

## Ex. 5 Deliberative Process (DP)

Sent from my iPad

On May 7, 2019, at 10:54 AM, Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)> wrote:

That will work.

---

**From:** Edlund, Carl

**Sent:** Tuesday, May 7, 2019 11:16 AM

**To:** Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>

**Cc:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>; Simon, Nigel <[Simon.Nigel@epa.gov](mailto:Simon.Nigel@epa.gov)>; Stalcup, Dana <[Stalcup.Dana@epa.gov](mailto:Stalcup.Dana@epa.gov)>; Hilosky, Nick <[Hilosky.Nick@epa.gov](mailto:Hilosky.Nick@epa.gov)>; Brooks, Becky <[Brooks.Becky@epa.gov](mailto:Brooks.Becky@epa.gov)>; Mackey, Cyndy <[Mackey.Cyndy@epa.gov](mailto:Mackey.Cyndy@epa.gov)>; Lowery, Brigid <[Lowery.Brigid@epa.gov](mailto:Lowery.Brigid@epa.gov)>; Meyer, John <[Meyer.John@epa.gov](mailto:Meyer.John@epa.gov)>; Peycke, Mark <[Peycke.Mark@epa.gov](mailto:Peycke.Mark@epa.gov)>; Adams, Adam <[Adams.Adam@epa.gov](mailto:Adams.Adam@epa.gov)>; Josiam, Raji <[josiam.raji@epa.gov](mailto:josiam.raji@epa.gov)>

**Subject:** Re: USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

Thanks...we'll need a few days (Friday OK?) to respond to these positions

Sent from my iPad

On May 7, 2019, at 9:11 AM, Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)> wrote:

## Ex. 5 Deliberative Process (DP)

Thanks

Sent from my iPhone

On May 7, 2019, at 10:02 AM, Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)> wrote:

All – thoughts on taking this meeting?

Steven

---

**From:** Craft, Zachary <[zlcraft@eprod.com](mailto:zlcraft@eprod.com)>

**Sent:** Friday, April 26, 2019 11:01 AM

**To:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>

**Cc:** 'Pastor, Eric' <[Eric\\_Pastor@golder.com](mailto:Eric_Pastor@golder.com)>

**Subject:** USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

Steven,

On behalf of the U.S. Oil Recovery Superfund Site PRP Group (Enterprise is a member), I want to see how we can implement the recommendations from the Superfund Task Force for high-performing PRPs. We have discussed this with Region 6 staff and they are supportive of our reaching out to others within EPA to determine the specifics of obtaining this designation as they are also making inquiries internally. Our site consultant Eric Pastor (cc) will make sure the Region 6 staff know that we have reached out to you.

Our objectives are:

1. To qualify for reduced oversight incentives pursuant to Superfund Task Force Recommendation 16.
2. Share with you specific datapoints as to our group's performance and concerns about exorbitant oversight costs, which position the USOR Site to be a case for successful implementation of Superfund Task Force Recommendation 16.

Our group representatives are generally available May 20 in the afternoon or anytime May 21-24, or June 4-8. Or, we are receptive to date/time suggestions that are good for your team. A teleconference may be easiest, unless there is a convenient time for you while you are in downtown Houston, in which case we could meet in person.

Thanks,  
--Zach

**Zachary L. Craft**  
**Counsel**



1100 Louisiana Street, 24th Floor  
Houston, Texas 77002  
713.381.3749 (office)  
281.887.7840 (fax)  
713.449.9245 (mobile)  
[zlcraft@eprod.com](mailto:zlcraft@eprod.com)

This email (including any attachments) may be privileged and confidential. If you are not the intended recipient, please delete it and notify the sender.

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This message (including any attachments) is confidential and intended for a specific individual and purpose. If you are not the intended recipient, please notify the sender immediately and delete this message.

The content image001.jpg of type has been blocked.

Message

**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 8/22/2018 9:41:40 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**CC:** Lopez, Peter [lopez.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]; Fitz-James, Schatzi [Fitz-James.Schatzi@epa.gov]; Ammon, Doug [Ammon.Doug@epa.gov]; Poore, Christine [Poore.Christine@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Mugdan, Walter [Mugdan.Walter@epa.gov]; Prince, John [Prince.John@epa.gov]; Carpenter, Angela [Carpenter.Angela@epa.gov]; Sivak, Michael [Sivak.Michael@epa.gov]; Wilson, Eric [Wilson.Eric@epa.gov]; Lyon, Christopher [lyon.christopher@epa.gov]; Kopec, Slawomir [kopec.slawomir@epa.gov]; Metz, Chloe [Metz.Chloe@epa.gov]; Schaaf, Eric [Schaaf.Eric@epa.gov]; Simon, Paul [Simon.Paul@epa.gov]; Cromwell, Travis [Cromwell.Travis@epa.gov]; Wilkerson, Ronald [Wilkerson.Ronald@epa.gov]; Flanagan, Sarah [Flanagan.Sarah@epa.gov]; Fischer, Douglas [Fischer.Douglas@epa.gov]; Burgess, Michele [Burgess.Michele@epa.gov]  
**Subject:** Re: Conference call with EPA HQ's and Region 2 on American Cyanamid and Berry's Creek/ Ex. 5 Deliberative Process (DP)

Thanks Peter. We can do it last.

Sent from my iPhone

On Aug 22, 2018, at 5:30 PM, Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)> wrote:

All:

I am recused from the Berry's Creek matter and so I will delete the materials and not participate in the discussion. Maybe this discussion could come last during the call and I can leave the call.

Peter

-----Original Appointment-----

**From:** Soltani, Beth **On Behalf Of** Lopez, Peter

**Sent:** Wednesday, August 22, 2018 3:41 PM

**To:** Breen, Barry; Cook, Steven; Wright, Peter; Woolford, James; Stalcup, Dana; Lowery, Brigid; Fitz-James, Schatzi; Ammon, Doug; Poore, Christine; Mackey, Cyndy; Mugdan, Walter; Prince, John; Carpenter, Angela; Sivak, Michael; Wilson, Eric; Lyon, Christopher; Kopec, Slawomir; Metz, Chloe; Schaaf, Eric; Simon, Paul; Cromwell, Travis; Wilkerson, Ronald

**Cc:** Fonseca, Silvina; Flanagan, Sarah; Fischer, Douglas; Burgess, Michele

**Subject:** Conference call with EPA HQ's and Region 2 on American Cyanamid and Berry's Creek/ Ex. 5 Deliberative Process (DP)

**Ex. 5 Deliberative Process (DP)**

**When:** Thursday, August 23, 2018 3:00 PM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).

**Where:** Via VTC and Dial in: 1-202-991-0477; Conference ID: 5569798 /R2 RA conference room - 26th floor/DC Headquarters Room WJC West 4144

Please see attached the materials for the meeting.

Message

---

**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 9/24/2018 4:00:10 PM  
**To:** regionalpress [regionalpress@epa.gov]; Molina, Michael [molina.michael@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Darwin, Veronica [darwin.veronica@epa.gov]  
**CC:** Mears, Mary [Mears.Mary@epa.gov]; Kluesner, Dave [kluesner.dave@epa.gov]; Grantham, Nancy [Grantham.Nancy@epa.gov]  
**Subject:** RE: RA / SENIOR OFFICIAL EVENT PROPOSAL: Berry's Creek Superfund Site, North Jersey, October 2

All

I am recused and so I will delete this message.

Peter

---

**From:** regionalpress  
**Sent:** Monday, September 24, 2018 11:33 AM  
**To:** Molina, Michael <molina.michael@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
**Cc:** Mears, Mary <Mears.Mary@epa.gov>; Kluesner, Dave <kluesner.dave@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>  
**Subject:** FW: RA / SENIOR OFFICIAL EVENT PROPOSAL: Berry's Creek Superfund Site, North Jersey, October 2

All – see below and attached from region 2 – RA Lopez will participate in this ROD event – they were wondering about anyone from HQ – so passing along thanks ng

**Nancy Grantham**  
**Office of Public Affairs**  
**US Environmental Protection Agency**  
**202-564-6879 (desk)**  
**202-253-7056 (mobile)**

---

**From:** Kluesner, Dave  
**Sent:** Tuesday, September 11, 2018 6:22 PM  
**To:** regionalpress <regionalpress@epa.gov>  
**Cc:** Mears, Mary <Mears.Mary@epa.gov>  
**Subject:** RA / SENIOR OFFICIAL EVENT PROPOSAL: Berry's Creek Superfund Site, North Jersey, October 2

[PETE APPROVED]

FOR REVIEW AND CONSIDERATION AS A POSSIBLE ADMININSTRATOR EVENT

Please let us know if you have any questions.

David W. Kluesner



U.S. Environmental Protection Agency, Region 2  
Deputy Director, Public Affairs  
290 Broadway, 26<sup>th</sup> Floor  
New York, NY 10007  
212.637.3653 (Office)  
347.330.9439 (Cell)

Message

---

**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 9/4/2018 5:15:05 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Fotouhi, David [Fotouhi.David@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Michaud, John [Michaud.John@epa.gov]; Jackson, Ryan [jackson.ryan@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Worthman, Gary [Worthman.Gary@epa.gov]; Falvo, Nicholas [falvo.nicholas@epa.gov]  
**Subject:** Briefing materials for tomorrow's meeting with Acting Administrator Wheeler  
**Attachments:** American Cyanamid OU8 OLEM Briefing\_ROD\_9.5.2018 final.PPTX; BCSA 2018-09-05 - Acting Administrator Briefing 9.5.2018 final.PPTX; Berry's Creek Study Area (Ventron-Velsicol OU2 )Administrator Briefing 9.5.2018 final.docx; Adm Briefing Fact Sheet\_New Format\_American Cyanamid\_OU 9.5.2018 final .docx; BF Goodrich\_Administrator ROD Briefing\_9-5-2018 final.docx; Acting Administrator ROD Briefings 9.5.2018 Agenda.docx

Good afternoon,

Attached are the briefing materials for tomorrow's meeting with Acting Administrator Wheeler regarding the following sites:

Shaffer/Arbuckle (Minden) - Region 3; [Ex. 5 Deliberative Process (DP)]  
BF Goodrich - Region 4; [Ex. 5 Deliberative Process (DP)]  
American Cyanamid – Region 2; [Ex. 5 Deliberative Process (DP)]  
Berry's Creek – Region 2; [Ex. 5 Deliberative Process (DP)]

Agenda for the meeting is also attached.

Please note that Peter Wright is recused from Berry's Creek.

*Silvina Fonseca  
Special Assistant  
Office of the Administrator  
U.S. Environmental Protection Agency  
Desk: 202.564.1955  
Cell: 202.306.6844*

Message

---

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 10/12/2018 4:15:30 PM  
**To:** Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]  
**CC:** Cheatham, Reggie [cheatham.reggie@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]  
**Subject:** Quick question on Peter's recusal list

This involves sites/releases where Dow/DuPont has not yet been identified as a PRP, but the PRP search is still ongoing, there is no definitive list, but there appears to be potential Dow/DuPont could be based on very preliminary look.

## Ex. 5 Deliberative Process (DP)

This is most likely to come up for OSRTI in the NPL listing context where the PRP search info isn't fully developed. I can also see a possibility in the removal context too.

Sent from my iPhone

Message

---

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 7/12/2019 3:54:16 PM  
**To:** Cook, Steven [cook.steven@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]; Wilbur, Jennifer [Wilbur.Jennifer@epa.gov]  
**CC:** Stalcup, Dana [Stalcup.Dana@epa.gov]; Stewart, Tracey [Stewart.Tracey@epa.gov]; Jennings, Robert [Jennings.Robert@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Subject:** FW: Special Accounts Quarterly Management Reports - 3rd Quarter FY 2019  
**Attachments:** Qrtly Status of SAs\_3rd Qtr FY19.pdf; Notification Memo Tracking Sheet\_3rd Quarter FY 2019.pdf; ATT69506

FYI –

Given Peter's recusal list, we have to do a separate report for him/the OLEM IO, but wanted you all to have the full report we share with Regions, etc.

We will get the separate report up next week

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

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Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202



---

**From:** Woolford, James  
**Sent:** Friday, July 12, 2019 11:50 AM  
**To:** OLEM SF Reg DDs <OLEMSFRegDDs@epa.gov>; SASMC Members <SASMC\_Members@epa.gov>



**Cc:** OLEM SF Reg Branch Chiefs <OLEMSFRegBranchChiefs@epa.gov>; SASMC Staff Contacts <SASMC\_Staff\_Contacts@epa.gov>; Special Accounts National Contacts <Special\_Accounts\_National\_Contacts@epa.gov>; OLEM OSRTI IO <OLEM\_OSRTI\_IO@epa.gov>; OCFO-Regional-Comptroller <OCFORegionalComptroller@epa.gov>; Wilbur, Jennifer <Wilbur.Jennifer@epa.gov>; Gartner, Lois <Gartner.Lois@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Bodine, Susan <bodine.susan@epa.gov>; Michaud, John <Michaud.John@epa.gov>; 'Jennifer Hovis' <Hovis.Jennifer@epa.gov>; 'Doug Ammon' <Ammon.Doug@epa.gov>; 'Richard Jeng' <Jeng.Richard@epa.gov>; Jennifer Edwards <Edwards.Jennifer@epa.gov>; Starfield, Lawrence <Starfield.Lawrence@epa.gov>  
**Subject:** Special Accounts Quarterly Management Reports - 3rd Quarter FY 2019

Regional SF DDs and Special Accounts Senior Management Committee:

Attached are the special accounts management reports for 3<sup>rd</sup> quarter FY 2019.

## Ex. 5 Deliberative Process (DP)

We appreciate the focus on spending available special account funds for sites. Please continue to review your special account available balances and use these funds for site-specific response prior to appropriated funds.

If you have any questions about these reports, please contact Tracey Stewart.



Qrtly Status of  
SAs\_3rd Qtr FY1...



Notification Memo  
Tracking Sheet\_...

Message

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**From:** Harwood, Jackie [Harwood.Jackie@epa.gov]  
**Sent:** 2/27/2019 1:35:13 PM  
**To:** Cook, Steven [cook.steven@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]; Colip, Matthew [colip.matthew@epa.gov]  
**Subject:** RE: URGENT for B/P/S: Wheeler TPs and Press Release Info

Hi Steven -- We'll work with OSRTI on this and get back to you.

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Cook, Steven  
**Sent:** Tuesday, February 26, 2019 6:41 PM  
**To:** Harwood, Jackie <Harwood.Jackie@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** RE: URGENT for B/P/S: Wheeler TPs and Press Release Info

## Ex. 5 Deliberative Process (DP)

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**From:** Harwood, Jackie  
**Sent:** Tuesday, February 26, 2019 5:46 PM  
**To:** Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** URGENT for B/P/S: Wheeler TPs and Press Release Info  
**Importance:** High

Hi Barry, Peter and Steven,

Attached are draft talking points on the Accomplishments Report for Wheeler's March 3<sup>rd</sup> event at the Passaic River Superfund site, and draft language for a press release -- for your review. They have been reviewed by Jim Woolford and OCPA. FYI - R2 is preparing talking points on the Passaic River site for the Acting Administrator, which will be combined with ours.

The last piece of information Veronica asked us for is a one-pager on the Accomplishments Report for your briefing with Wheeler on Thursday. OSRTI is working on this and we'll be able to send it to you tomorrow morning.

Please let me know if you have any questions.

---

Jackie Harwood

Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Harwood, Jackie  
**Sent:** Tuesday, February 26, 2019 2:14 PM  
**To:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>  
**Cc:** Hilosky, Nick <[Hilosky.Nick@epa.gov](mailto:Hilosky.Nick@epa.gov)>; Brooks, Becky <[Brooks.Becky@epa.gov](mailto:Brooks.Becky@epa.gov)>; Benjamin, Kent <[Benjamin.Kent@epa.gov](mailto:Benjamin.Kent@epa.gov)>  
**Subject:** RE: March 4

Hi Peter, Barry, and Steven,

Just wanted to let you know that I'm coordinating with Veronica and OSRTI on the materials for the Wheeler briefing. She has asked for the talking points and 1-pager by 2:30 tomorrow. I expect to get something from OSRTI tomorrow morning and will pass it on for your review.

Let me know if you have any questions.

Jackie

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Wright, Peter  
**Sent:** Tuesday, February 26, 2019 11:48 AM  
**To:** Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Simon, Nigel <[Simon.Nigel@epa.gov](mailto:Simon.Nigel@epa.gov)>; Harwood, Jackie <[Harwood.Jackie@epa.gov](mailto:Harwood.Jackie@epa.gov)>; Darwin, Veronica <[darwin.veronica@epa.gov](mailto:darwin.veronica@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>; Stalcup, Dana <[Stalcup.Dana@epa.gov](mailto:Stalcup.Dana@epa.gov)>  
**Cc:** Brooks, Becky <[Brooks.Becky@epa.gov](mailto:Brooks.Becky@epa.gov)>; Hilosky, Nick <[Hilosky.Nick@epa.gov](mailto:Hilosky.Nick@epa.gov)>  
**Subject:** Fwd: March 4

All

Please see the note below. It looks like we will be scrambling. Please recall I am recused from the Passaic. I thought we also were considering feature a redevelopment site NJ. We also of course need to coordinate with Pete Lopez and his team.

Peter  
Sent from my iPhone

Begin forwarded message:

**From:** "Jackson, Ryan" <[jackson.ryan@epa.gov](mailto:jackson.ryan@epa.gov)>  
**Date:** February 26, 2019 at 11:33:36 AM EST  
**To:** "Humphreys, Hayly" <[humphreys.hayly@epa.gov](mailto:humphreys.hayly@epa.gov)>, "Wright, Peter" <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>,

"Darwin, Veronica" <[darwin.veronica@epa.gov](mailto:darwin.veronica@epa.gov)>, "Cook, Steven" <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>, "Konkus, John" <[konkus.john@epa.gov](mailto:konkus.john@epa.gov)>, "Hewitt, James" <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)>

Cc: "Molina, Michael" <[molina.michael@epa.gov](mailto:molina.michael@epa.gov)>, "Kundinger, Kelly" <[kundinger.kelly@epa.gov](mailto:kundinger.kelly@epa.gov)>

**Subject: March 4**

So I understand we are looking to highlight out Superfund Accomplishments Report on March 4 with an event in NY involving the Passaic River.

We need to schedule a briefing on the report, plans for the event, status of Passaic, and run of show for that morning as soon as possible if this really is the plan. Hayly will help us get time on the schedule.

Ryan Jackson  
Chief of Staff  
U.S. Environmental Protection Agency  
(202) 564-6999

Message

---

**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 2/27/2019 12:07:59 PM  
**To:** Harwood, Jackie [Harwood.Jackie@epa.gov]  
**CC:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]; Colip, Matthew [colip.matthew@epa.gov]  
**Subject:** Re: URGENT for B/P/S: Wheeler TPs and Press Release Info

Jackie

I had a meeting late yesterday with the Acting Administrator and we discussed how the PJP site would be a better backdrop than the Passaic. I will review the talking points more thoroughly but see that site is already mentioned. I ran into Nancy Grantham and mentioned the same. I will reach out to Pete Lopez as well.

Peter

Sent from my iPad

On Feb 26, 2019, at 5:45 PM, Harwood, Jackie <Harwood.Jackie@epa.gov> wrote:

Hi Barry, Peter and Steven,

Attached are draft talking points on the Accomplishments Report for Wheeler's March 3<sup>rd</sup> event at the Passaic River Superfund site, and draft language for a press release – for your review. They have been reviewed by Jim Woolford and OCPA. FYI - R2 is preparing talking points on the Passaic River site for the Acting Administrator, which will be combined with ours.

The last piece of information Veronica asked us for is a one-pager on the Accomplishments Report for your briefing with Wheeler on Thursday. OSRTI is working on this and we'll be able to send it to you tomorrow morning.

Please let me know if you have any questions.

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Harwood, Jackie  
**Sent:** Tuesday, February 26, 2019 2:14 PM  
**To:** Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>  
**Subject:** RE: March 4

Hi Peter, Barry, and Steven,

Just wanted to let you know that I'm coordinating with Veronica and OSRTI on the materials for the Wheeler briefing. She has asked for the talking points and 1-pager by 2:30 tomorrow. I expect to get something from OSRTI tomorrow morning and will pass it on for your review.

Let me know if you have any questions.

Jackie

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Wright, Peter

**Sent:** Tuesday, February 26, 2019 11:48 AM

**To:** Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Simon, Nigel <[Simon.Nigel@epa.gov](mailto:Simon.Nigel@epa.gov)>; Harwood, Jackie <[Harwood.Jackie@epa.gov](mailto:Harwood.Jackie@epa.gov)>; Darwin, Veronica <[darwin.veronica@epa.gov](mailto:darwin.veronica@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>; Stalcup, Dana <[Stalcup.Dana@epa.gov](mailto:Stalcup.Dana@epa.gov)>

**Cc:** Brooks, Becky <[Brooks.Becky@epa.gov](mailto:Brooks.Becky@epa.gov)>; Hilosky, Nick <[Hilosky.Nick@epa.gov](mailto:Hilosky.Nick@epa.gov)>

**Subject:** Fwd: March 4

All

Please see the note below. It looks like we will be scrambling. Please recall I am recused from the Passaic. I thought we also were considering feature a redevelopment site NJ. We also of course need to coordinate with Pete Lopez and his team.

Peter

Sent from my iPhone

Begin forwarded message:

**From:** "Jackson, Ryan" <[jackson.ryan@epa.gov](mailto:jackson.ryan@epa.gov)>

**Date:** February 26, 2019 at 11:33:36 AM EST

**To:** "Humphreys, Hayly" <[humphreys.hayly@epa.gov](mailto:humphreys.hayly@epa.gov)>, "Wright, Peter" <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>, "Darwin, Veronica" <[darwin.veronica@epa.gov](mailto:darwin.veronica@epa.gov)>, "Cook, Steven" <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>, "Konkus, John" <[konkus.john@epa.gov](mailto:konkus.john@epa.gov)>, "Hewitt, James" <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)>

**Cc:** "Molina, Michael" <[molina.michael@epa.gov](mailto:molina.michael@epa.gov)>, "Kundinger, Kelly" <[kundinger.kelly@epa.gov](mailto:kundinger.kelly@epa.gov)>

**Subject:** March 4

So I understand we are looking to highlight out Superfund Accomplishments Report on March 4 with an event in NY involving the Passaic River.

We need to schedule a briefing on the report, plans for the event, status of Passaic, and run of show for that morning as soon as possible if this really is the plan. Hayly will help us get time on the schedule.

Ryan Jackson  
Chief of Staff  
U.S. Environmental Protection Agency  
(202) 564-6999

<FY18 SF Accomp Report.WheelerTPs.PR.Draft.2.26.29.docx>

Message

---

**From:** Brooks, Becky [Brooks.Bekky@epa.gov]  
**Sent:** 7/24/2018 7:43:42 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Wright, Peter [wright.peter@epa.gov]  
**Subject:** FW: Recusal Statement -- Peter Wright  
**Attachments:** Peter Wright Recusal 07 24 2018.pdf

So you have as well.

*Becky Brooks  
Special Assistant  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
ph. 202-566-2762*

---

**From:** Brooks, Becky  
**Sent:** Tuesday, July 24, 2018 2:52 PM  
**To:** Fugh, Justina <Fugh.Justina@epa.gov>; Hewitt, James <hewitt.james@epa.gov>  
**Cc:** Wright, Peter <wright.peter@epa.gov>  
**Subject:** Recusal Statement -- Peter Wright

Please see the attached recusal statement from Peter Wright.

*Becky Brooks  
Special Assistant  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency*



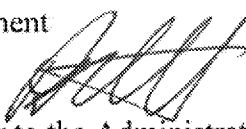


UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
Washington, D.C. 20460

JUL 24 2018

**MEMORANDUM**

SUBJECT: Recusal Statement

FROM: Peter Wright   
Senior Advisor to the Administrator

TO: Andrew R. Wheeler  
Acting Administrator

Upon consideration of my appointment, I consulted with the Office of General Counsel/Ethics (OGC/Ethics) and was advised about my ethics obligations. I have assiduously followed their advice since my appointment, and this memorandum formally notifies you of my continuing obligation to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I signed, as well as my own bar obligations.

*FINANCIAL CONFLICTS OF INTEREST*

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

As stated in my ethics agreement, I agreed to forfeit all DowDuPont, Inc. (DowDuPont) stock options that are unvested at the time of my resignation from DowDuPont and to divest of my vested stock options and stock in DowDuPont within 90 days of my federal appointment. I am currently working with OGC/Ethics to fulfill this commitment. Until I sell the stock, I

understand that I am recused from participating personally and substantially in any particular matter, including sector-specific policies and regulations, that would have a direct and predictable effect on the following:

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDupont, Inc.	Continues for as long as I own stock in the company. Upon divestiture, I understand that I am subject to additional restrictions pursuant to Executive Order 13770.
Chemical industry sector	Continues for as long as I own stock in this sector.

#### *OBLIGATIONS UNDER EXECUTIVE ORDER 13770*

Pursuant to Section 1, Paragraph 6 of the Executive Order, I understand that I have ethics obligations with respect to any former employer during the preceding two years, as well as any organization in which I held a fiduciary duty. For purposes of this restriction, the entities that fall within the prohibition are DowDuPont, the National Association of Wabash Men, and the Lambda Chi Alpha Home Association of Wabash College.

I understand that I am prohibited from participating in any particular matter involving specific parties in which any of the entities listed below is a party or represents a party. My recusal lasts for two years from the date that I joined federal service. I have been advised by OGC/Ethics that, for the purposes of this pledge obligation, the term “particular matters involving specific parties” is broadened to include any meetings or other communication relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties. I am further advised that the term “open to all interested parties” means five or more parties who represent a diversity of interests rather than one shared perspective.<sup>1</sup>

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDupont, Inc.	July 8, 2020
National Association of Wabash Men, Board of Directors	July 8, 2020
Lambda Chi Alpha Home Association of Wabash College	July 8, 2020

#### *ATTORNEY BAR OBLIGATIONS*

Pursuant to my obligations under my bar rules, I recognize that I am obliged to protect the confidences of my former clients. I also understand that I cannot participate in any matter that is the same as or substantially related to the same specific party matter that I participated in

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<sup>1</sup> I understand that such meetings “do not have to be open to every corner, but should include a multiplicity of parties. For example, if an agency is holding a meeting with five or more stakeholders regarding a given policy or piece of legislation, [then I] could attend such a meeting even if one of the stakeholders is a former employer or former client.” See Office of Government Ethics (OGE) Advisory DO-09-011 (3/26/09), which applies to Exec. Order 13770 pursuant to OGE Legal Advisory LA-17-03 (3/20/17).

personally and substantially while in private practice, unless my bar provides for and I first obtain informed consent and notify OGC/Ethics.

### *SUPERFUND SITES*

To avoid any concerns about my ethical obligations, I am affirming that I will not participate in matters related to any of the sites on the attached list generated by the Office of Site Remediation and Enforcement. This list includes all of the Superfund sites at which DowDuPont Inc. is a potentially responsible party. Consistent with my attorney bar rules, I will not participate in any matter that I previously worked on personally and substantially. For any of the sites on the attached list that I did not previously work on personally and substantially, I will not participate in matters for those sites until after July 8, 2020, consistent with my obligations under the federal ethics regulations and Executive Order 13770.

### *SCREENING ARRANGEMENT*

In order to ensure that I do not participate in matters relating to any of the entities listed above or Superfund sites on the attached list, I will instruct Barry Breen and/or Steven Cook, Deputy Assistant Administrators, to assist in screening EPA matters directed to my attention that involve those entities or sites. All inquiries and comments involving the entities or Superfund sites on my recusal list should be directed to Mr. Breen or Mr. Cook without my knowledge or involvement until after my recusal period ends.

If Mr. Breen or Mr. Cook determine that a particular matter will directly involve any of the entities or matters listed on my "specific party" recusal list, then they will refer it for action or assignment to another, without my knowledge or involvement. In the event that they are unsure whether an issue is a particular matter from which I am recused, then they will consult with OGC/Ethics for a determination. I will provide a copy of this memorandum to my principal subordinates with a copy to Kevin Minoli, Designated Agency Ethics Official, and Justina Fugh, Senior Counsel for Ethics.

### *UPDATE AS NECESSARY*

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests such as the sale of the above-mentioned stock, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

cc: Ryan Jackson, Chief of Staff  
Barry Breen, Deputy Assistant Administrator  
Steven Cook, Deputy Assistant Administrator  
Kevin Minoli, Designated Agency Ethics Official  
Justina Fugh, Senior Counsel for Ethics



Message

---

**From:** Harwood, Jackie [Harwood.Jackie@epa.gov]  
**Sent:** 2/26/2019 10:45:34 PM  
**To:** Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]; Colip, Matthew [colip.matthew@epa.gov]  
**Subject:** URGENT for B/P/S: Wheeler TPs and Press Release Info  
**Attachments:** FY18 SFACompReport.WheelerTPs.PR.Draft.2.26.29.docx

**Importance:** High

Hi Barry, Peter and Steven,

Attached are draft talking points on the Accomplishments Report for Wheeler's March 3<sup>rd</sup> event at the Passaic River Superfund site, and draft language for a press release — for your review. They have been reviewed by Jim Woolford and OCPA. FYI - R2 is preparing talking points on the Passaic River site for the Acting Administrator, which will be combined with ours.

The last piece of information Veronica asked us for is a one-pager on the Accomplishments Report for your briefing with Wheeler on Thursday. OSRTI is working on this and we'll be able to send it to you tomorrow morning.

Please let me know if you have any questions.

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Harwood, Jackie  
**Sent:** Tuesday, February 26, 2019 2:14 PM  
**To:** Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>  
**Subject:** RE: March 4

Hi Peter, Barry, and Steven,

Just wanted to let you know that I'm coordinating with Veronica and OSRTI on the materials for the Wheeler briefing. She has asked for the talking points and 1-pager by 2:30 tomorrow. I expect to get something from OSRTI tomorrow morning and will pass it on for your review.

Let me know if you have any questions.

Jackie

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Wright, Peter  
**Sent:** Tuesday, February 26, 2019 11:48 AM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>  
**Cc:** Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>  
**Subject:** Fwd: March 4

All

Please see the note below. It looks like we will be scrambling. Please recall I am recused from the Passaic. Ex. 5 Deliberative Process (DP)  
**Ex. 5 Deliberative Process (DP)** We also of course need to coordinate with Pete Lopez and his team.

Peter  
Sent from my iPhone

Begin forwarded message:

**From:** "Jackson, Ryan" <jackson.ryan@epa.gov>  
**Date:** February 26, 2019 at 11:33:36 AM EST  
**To:** "Humphreys, Hayly" <humphreys.hayly@epa.gov>, "Wright, Peter" <wright.peter@epa.gov>, "Darwin, Veronica" <darwin.veronica@epa.gov>, "Cook, Steven" <cook.steven@epa.gov>, "Konkus, John" <konkus.john@epa.gov>, "Hewitt, James" <hewitt.james@epa.gov>  
**Cc:** "Molina, Michael" <molina.michael@epa.gov>, "Kundinger, Kelly" <kundinger.kelly@epa.gov>  
**Subject:** March 4

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We need to schedule a briefing on the report, plans for the event, status of Passaic, and run of show for that morning as soon as possible if this really is the plan. Hayly will help us get time on the schedule.

Ryan Jackson  
Chief of Staff  
U.S. Environmental Protection Agency  
(202) 564-6999

## Message

---

**From:** Fugh, Justina [Fugh.Justina@epa.gov]  
**Sent:** 7/10/2019 4:50:52 PM  
**To:** Bodine, Susan [bodine.susan@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Brooks, Phillip [Brooks.Phillip@epa.gov]; Darwin, Henry [darwin.henry@epa.gov]; Goldman, Lisa [Goldman.Lisa@epa.gov]; Kelley, Rosemarie [Kelley.Rosemarie@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Michaud, John [Michaud.John@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Shaw, Betsy [Shaw.Betsy@epa.gov]; Sheehan, Charles [Sheehan.Charles@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Stein, Kathie [Stein.Kathie@epa.gov]; Traylor, Patrick [traylor.patrick@epa.gov]; Wright, Peter [wright.peter@epa.gov]  
**Subject:** Ethics advice concerning your invitation to the ELI dinner

Hi there,

OGC/Ethics understands that you have received or will soon receive an invitation from the Environmental Law Institute (ELI) to be its guest at its annual awards dinner to be held this year on October 22, 2019 at the Omni Shoreham Hotel in Washington, DC. I am writing to confirm that, if you decide to attend this event, you may do so consistent with the Standards of Ethical Conduct for Employees of the Executive Branch.

This event qualifies for the Widely-Attended-Gathering gift exception and the donor is not a federally registered lobbyist. Thus, OGC/Ethics determines that your attendance at the event is in the Agency's interest because it will further agency programs and operations. Should you attend this event, you will NOT be required to report this as a gift on your financial disclosure report form because the gift is valued at \$200, which is BELOW the reporting threshold.

This approval applies only to invitations from ELI itself. Any invitations from other sources will require separate determinations by either OGC or the appropriate Deputy Ethics Official. This determination covers you only -- the invitation is not transferable and is not intended for more than just one attendee.

### Acceptance of Free Attendance to a Dinner and Fundraiser (WAG rule)

The gift offered is an evening reception and dinner sponsored by ELI. Because the organization is offering you a complimentary ticket, we must analyze it according to the gift rules. Generally, federal employees are prohibited from accepting gifts given because of their official position or given by a prohibited source (typically, a person either regulated by or seeking to do business with the EPA). In this instance, the gift of free attendance is offered to you because of your official position. In analyzing the situation, we determined that the WAG exception is available because the reception will be widely attended, there will be a diversity of views represented, and there is an opportunity for the exchange of ideas. In order to utilize this gift exception, OGC/Ethics must also make a written determination that we believe your attendance is in the Agency's interest. We do, in fact, conclude that there is an Agency interest in your attendance if you wish to go.

### Limitations Due to the Fundraiser Event

Please note that this event is a fundraiser. Therefore, ELI cannot use or reference your official position or title or any authority associated with your public office in furtherance of the fundraising effort. You may not actively or visibly participate in the promotion, production, or presentation of the event, which means that you cannot sit at a head table nor stand in a receiving line. We have confirmed with ELI that you will be placed by ELI and not seated at the request of any sponsoring entity that has bought a table.

Please let me know if you have any questions.

Regards,  
Justina

Justina Fugh | Director, Ethics Office | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772



Message

---

**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 12/14/2018 9:43:00 PM  
**To:** Harwood, Jackie [Harwood.Jackie@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Brooks, Becky [Brooks.Becky@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Keller, Melanie [Keller.Melanie@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]  
**Subject:** RE: For B/P/S Review: 7 SF Site Fact Sheets for your review

All:

I am recused from [Ex. 5 Deliberative Process (DP)] would target getting all of this over on Monday.

## Ex. 5 Deliberative Process (DP)

Jackie and Melanie, based on the meeting that just ended the Acting Administrator expects that we will have another one for [Ex. 5 Deliberative Process (DP)] that we will prepare and can also shoot to have that in place on Monday.

Thank you for all of the work.

Peter

---

**From:** Harwood, Jackie  
**Sent:** Friday, December 14, 2018 3:47 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Keller, Melanie <Keller.Melanie@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>  
**Subject:** For B/P/S Review: 7 SF Site Fact Sheets for your review  
**Importance:** High

Hi Barry, Peter, and Steven,

Attached are 7 SF site fact sheets -- **for your review**. These have been reviewed/edited by Jim Woolford and OSRTI.

## Ex. 5 Deliberative Process (DP)

As you can see below, OSRTI is still reviewing 9 more fact sheets. We'll pass those on as soon as we receive them. Please let me know if you'd like to get together to go over these today or Monday.

Thanks.  
Jackie

### OCIR's List of Regional SF Site Fact Sheets:

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

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Jackie Harwood  
OCA/Office of Land and Emergency Management (OLEM)  
U.S. Environmental Protection Agency  
(202) 564-7578  
*Follow OLEM on Twitter: @EPALand*

Message

---

**From:** Wright, Peter [wright.peter@epa.gov]  
**Sent:** 5/8/2019 7:38:24 PM  
**To:** Brooks, Becky [Brooks.Becky@epa.gov]  
**CC:** Cook, Steven [cook.steven@epa.gov]; Edlund, Carl [Edlund.Carl@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]; Lowery, Brigid [Lowery.Brigid@epa.gov]; Meyer, John [Meyer.John@epa.gov]; Peycke, Mark [Peycke.Mark@epa.gov]; Adams, Adam [Adams.Adam@epa.gov]; Josiam, Raji [Josiam.Raji@epa.gov]  
**Subject:** Re: USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

All

I am recused from this site.

Peter

Sent from my iPhone

On May 8, 2019, at 2:21 PM, Brooks, Becky <Brooks.Becky@epa.gov> wrote:

Steven – Zach is not on the internal emails. Would you like me to respond to his April 26 email letting him know that we are still working on this and you will get back to him early next week?

*Becky Brooks  
Special Assistant  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
ph. 202-566-2762*

---

**From:** Cook, Steven  
**Sent:** Wednesday, May 08, 2019 3:12 PM  
**To:** Edlund, Carl <Edlund.Carl@epa.gov>  
**Cc:** Woolford, James <Woolford.James@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>; Lowery, Brigid <Lowery.Brigid@epa.gov>; Meyer, John <Meyer.John@epa.gov>; Peycke, Mark <Peycke.Mark@epa.gov>; Adams, Adam <Adams.Adam@epa.gov>; Josiam, Raji <josiam.raji@epa.gov>  
**Subject:** Re: USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

Zach -

Still working on this

Steven

Sent from my iPhone

On May 7, 2019, at 11:16 AM, Edlund, Carl <Edlund.Carl@epa.gov> wrote:

Thanks...we'll need a few days (Friday OK?) to respond to these positions

Sent from my iPad

On May 7, 2019, at 9:11 AM, Woolford, James <Woolford.James@epa.gov> wrote:

## Ex. 5 Deliberative Process (DP)

Thanks

Sent from my iPhone

On May 7, 2019, at 10:02 AM, Cook, Steven <cook.steven@epa.gov> wrote:

All – thoughts on taking this meeting?

Steven

---

**From:** Craft, Zachary <zlcraft@eprod.com>  
**Sent:** Friday, April 26, 2019 11:01 AM  
**To:** Cook, Steven <cook.steven@epa.gov>  
**Cc:** 'Pastor, Eric' <Eric\_Pastor@golder.com>  
**Subject:** USOR Superfund Site and Implementation of Superfund Task Force Recommendation 16

Steven,

On behalf of the U.S. Oil Recovery Superfund Site PRP Group (Enterprise is a member), I want to see how we can implement the recommendations from the Superfund Task Force for high-performing PRPs. We have discussed this with Region 6 staff and they are supportive of our reaching out to others within EPA to determine the specifics of obtaining this designation as they are also making inquiries internally. Our site consultant Eric Pastor (cc) will make sure the Region 6 staff know that we have reached out to you.

Our objectives are:

1. To qualify for reduced oversight incentives pursuant to Superfund Task Force Recommendation 16.
2. Share with you specific datapoints as to our group's performance and concerns about exorbitant oversight costs, which position the USOR Site to be a case for successful

implementation of Superfund Task Force  
Recommendation 16.

Our group representatives are generally available May 20 in the afternoon or anytime May 21-24, or June 4-8. Or, we are receptive to date/time suggestions that are good for your team. A teleconference may be easiest, unless there is a convenient time for you while you are in downtown Houston, in which case we could meet in person.

Thanks,  
--Zach

**Zachary L. Craft**  
**Counsel**



1100 Louisiana Street, 24th Floor  
Houston, Texas 77002  
713.381.3749 (office)  
281.887.7840 (fax)  
713.449.9245 (mobile)  
zlcraft@eprod.com

This email (including any attachments) may be privileged and confidential. If you are not the intended recipient, please delete it and notify the sender.

---

This message (including any attachments) is confidential and intended for a specific individual and purpose. If you are not the intended recipient, please notify the sender immediately and delete this message.

The content image001.jpg of type has been blocked.

Message

---

**From:** Harwood, Jackie [Harwood.Jackie@epa.gov]  
**Sent:** 5/8/2019 7:18:00 PM  
**To:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Breen, Barry [Breen.Barry@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]; Colip, Matthew [colip.matthew@epa.gov]  
**Subject:** RE: URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement

Thank you Barry, Steven, and Nick. Appreciate the quick response.

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Hilosky, Nick  
**Sent:** Wednesday, May 08, 2019 3:16 PM  
**To:** Harwood, Jackie <Harwood.Jackie@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Breen, Barry <Breen.Barry@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** RE: URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement

Jackie,  
Barry is ok with it.  
Nick

---

**From:** Harwood, Jackie  
**Sent:** Wednesday, May 8, 2019 2:53 PM  
**To:** Cook, Steven <cook.steven@epa.gov>  
**Cc:** Breen, Barry <Breen.Barry@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** RE: URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement

Great – thanks!

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Cook, Steven  
**Sent:** Wednesday, May 08, 2019 2:52 PM  
**To:** Harwood, Jackie <Harwood.Jackie@epa.gov>  
**Cc:** Breen, Barry <Breen.Barry@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** Re: URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement

Jackie - the AO is working this now.

Removed Peter due to recusal.

Sent from my iPhone

On May 8, 2019, at 2:16 PM, Harwood, Jackie <Harwood.Jackie@epa.gov> wrote:

Hi Steven – it's actually mentioned in the first paragraph. We can add more language on it if you think it needs it.

---

Jackie Harwood  
Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand

---

**From:** Cook, Steven  
**Sent:** Wednesday, May 08, 2019 2:10 PM  
**To:** Harwood, Jackie <Harwood.Jackie@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** RE: URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement

Jackie –

## Ex. 5 Deliberative Process (DP)

### Ex. 5 Deliberative Process (DP)

---

**From:** Harwood, Jackie  
**Sent:** Wednesday, May 8, 2019 1:51 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement  
**Importance:** High

Hi Barry, Peter, Steven,

Attached is a draft press release that R10 intends to send out tomorrow on Portland Harbor – for

# Ex. 5 Deliberative Process (DP)

Please let me know if you have any questions or concerns.

---

Jackie Harwood

Communications Director  
Office of Land and Emergency Management (OLEM/OCPA)  
U.S. Environmental Protection Agency  
(202) 564-7578  
Follow OLEM on Twitter: @EPALand



Message

---

**From:** Woolford, James [Woolford.James@epa.gov]  
**Sent:** 9/27/2018 10:00:21 PM  
**To:** Wright, Peter [wright.peter@epa.gov]; Gartner, Lois [Gartner.Lois@epa.gov]; Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Bilbrey, Sheryl [Bilbrey.Sheryl@epa.gov]; Fleming, Sheila [fleming.sheila@epa.gov]; Grandinetti, Cami [Grandinetti.Cami@epa.gov]  
**Subject:** RE: Portland Harbor Material

Our bad. We will do better

Jim Woolford, Director  
Office of Superfund Remediation and Technology Innovation  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Penn. Ave., NW  
Washington, DC 20460  
(Mail Code 5201-P)

Our mission is to return the most contaminated areas of the country to communities for safe reuse in a healthy environment.

Phone: (703) 603 8960– Main Office Line

Physically located at:

Room 5622  
One Potomac Yard (South)  
2777 S. Crystal Dr.  
Arlington, VA 22202



---

**From:** Wright, Peter  
**Sent:** Thursday, September 27, 2018 6:00 PM  
**To:** Gartner, Lois <Gartner.Lois@epa.gov>; Fonseca, Silvina <Fonseca.Silvina@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Bilbrey, Sheryl <Bilbrey.Sheryl@epa.gov>; Fleming, Sheila <fleming.sheila@epa.gov>; Grandinetti, Cami <Grandinetti.Cami@epa.gov>  
**Subject:** RE: Portland Harbor Material

All;

I will delete these materials as I am recused from this matter.

Peter

---

**From:** Gartner, Lois

**Sent:** Thursday, September 27, 2018 5:49 PM

**To:** Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>

**Cc:** Hilosky, Nick <[Hilosky.Nick@epa.gov](mailto:Hilosky.Nick@epa.gov)>; Brooks, Becky <[Brooks.Bekky@epa.gov](mailto:Brooks.Bekky@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>; Woolford, James <[Woolford.James@epa.gov](mailto:Woolford.James@epa.gov)>; Stalcup, Dana <[Stalcup.Dana@epa.gov](mailto:Stalcup.Dana@epa.gov)>; Bilbrey, Sheryl <[Bilbrey.Sheryl@epa.gov](mailto:Bilbrey.Sheryl@epa.gov)>; Fleming, Sheila <[fleming.sheila@epa.gov](mailto:fleming.sheila@epa.gov)>; Grandinetti, Cami <[Grandinetti.Cami@epa.gov](mailto:Grandinetti.Cami@epa.gov)>

**Subject:** Portland Harbor Material

Silvina:

Please find attached four Portland Harbor documents, three fact sheets and one map. These documents have not been reviewed by the OLEM IO. Also, I understand that you and Jim discussed the Quendall fact sheet and that you are set in that regard.

Thanks for your patience.

***Lois Haas Gartner***

Special Assistant

Office of Superfund Remediation  
and Technology Innovation

U.S. Environmental Protection Agency

703.603.8711 (desk)

703.581.9794 (cell)

Message

---

**From:** Harwood, Jackie [Harwood.Jackie@epa.gov]  
**Sent:** 1/30/2019 2:41:06 PM  
**To:** Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Benjamin, Kent [Benjamin.Kent@epa.gov]; Colip, Matthew [colip.matthew@epa.gov]  
**Subject:** RE: FOR B/P/S REVIEW THIS MORNING - MEDIA INQUIRY -- Bloomberg Environment. AROW and Superfund. DDL: 1/30, 11:30 AM

Sorry -- meant to say "will do - thanks Peter."

---

Jackie Harwood  
OCA/Office of Land and Emergency Management (OLEM)  
U.S. Environmental Protection Agency  
(202) 564-7578  
*Follow OLEM on Twitter: @EPALand*

---

**From:** Harwood, Jackie  
**Sent:** Wednesday, January 30, 2019 9:38 AM  
**To:** Wright, Peter <wright.peter@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** RE: FOR B/P/S REVIEW THIS MORNING - MEDIA INQUIRY -- Bloomberg Environment. AROW and Superfund. DDL: 1/30, 11:30 AM

Will do -- thanks Steven.

---

Jackie Harwood  
OCA/Office of Land and Emergency Management (OLEM)  
U.S. Environmental Protection Agency  
(202) 564-7578  
*Follow OLEM on Twitter: @EPALand*

---

**From:** Wright, Peter  
**Sent:** Wednesday, January 30, 2019 9:37 AM  
**To:** Harwood, Jackie <Harwood.Jackie@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Benjamin, Kent <Benjamin.Kent@epa.gov>; Colip, Matthew <colip.matthew@epa.gov>  
**Subject:** RE: FOR B/P/S REVIEW THIS MORNING - MEDIA INQUIRY -- Bloomberg Environment. AROW and Superfund. DDL: 1/30, 11:30 AM

All:

Out of abundance of caution I will not review the draft responses as they appear to be related directly or indirectly to Portland Harbor, a site from which I am recused. Please drop my from the distribution.

Thank you.

Peter



Message

---

**From:** Cook, Steven [cook.steven@epa.gov]  
**Sent:** 7/20/2018 10:01:12 PM  
**To:** Chancellor, Erin [chancellor.erin@epa.gov]; Falvo, Nicholas [falvo.nicholas@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]; Bodine, Susan [bodine.susan@epa.gov]; Mackey, Cyndy [Mackey.Cyndy@epa.gov]  
**CC:** Brooks, Becky [Brooks.Becky@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]; Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Darwin, Veronica [darwin.veronica@epa.gov]  
**Subject:** RE: Superfund DD Weekly Call Recap

For clarification, Peter receives a separate summary that does not include information on sites subject to his recusal.

---

**From:** Chancellor, Erin  
**Sent:** Friday, July 20, 2018 4:26 PM  
**To:** Falvo, Nicholas <falvo.nicholas@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>; Bodine, Susan <bodine.susan@epa.gov>; Mackey, Cyndy <Mackey.Cyndy@epa.gov>  
**Cc:** Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>; Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>  
**Subject:** RE: Superfund DD Weekly Call Recap

Quick note- Peter is purposely left off these emails and will receive a separate email, so please do not forward to him.

Thanks,

Erin E. Chancellor  
Counsel to the Administrator  
U.S. Environmental Protection Agency  
(202) 566-1757 (office)  
(202) 731-2835 (cell)  
[chancellor.erin@epa.gov](mailto:chancellor.erin@epa.gov)

Message

---

**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 3/21/2019 1:23:22 AM  
**To:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]  
**Subject:** RE: FY 2019 \$50M Synopsis  
**Attachments:** FY 2019 \$50M Synopsis 3.1.2019 unscrubbed (updated).docx; FY 2019 Briefing Schedule.docx

Attached is an updated \$50M synopsis that includes the requested information, as well as an updated proposed schedule based on my conversations with the regions. Sending to Peter separately due to recusal from USS Lead.

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

---

**From:** Fonseca, Silvina  
**Sent:** Friday, March 1, 2019 11:01 PM  
**To:** Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
**Subject:** FY 2019 \$50M Synopsis

Good evening Barry, Peter and Steven,

As requested I have been working on the synopsis of those sites that may/will need the Administrator's approval to facilitate the discussions with Henry and the Administrator on the next steps. Attached you will find a draft that is not complete as I am waiting to get conformation from the Region on a few outstanding items, which I am confident we will get by early next week. Taylor and I have discussed and I have also informed the regions, so she will be getting the information and finalizing in my absence. As such, it would be helpful if you could look through this draft and provide any feedback as to whether this meets your needs/vision/expectations. I have erred on the side of being more inclusive as it will be easier to trim down.

Thank you!

Message

---

**From:** Darwin, Veronica [darwin.veronica@epa.gov]  
**Sent:** 2/26/2019 5:18:34 PM  
**To:** Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]; Harwood, Jackie [Harwood.Jackie@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]  
**CC:** Brooks, Becky [Brooks.Becky@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** RE: March 4

Apologies for the disconnect. Region 2 is working on site talking points and site update one-pager. Jackie agreed to pull together some talking points for the SF accomplishments report. Can OLEM please prepare a one-pager on the SF accomplishments report and be available to brief the Administrator? We're working on the timing for the briefing. Thank you for your understanding.

Please let me know if you have any questions.

Veronica

---

**From:** Wright, Peter  
**Sent:** Tuesday, February 26, 2019 11:48 AM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>  
**Cc:** Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>  
**Subject:** Fwd: March 4

All

Please see the note below. It looks like we will be scrambling. Please recall I am recused from the Passaic.

Ex. 5 Deliberative Process (DP)

**Ex. 5 Deliberative Process (DP)** We also of course need to coordinate with Pete Lopez and his team.

Peter  
Sent from my iPhone

Begin forwarded message:

**From:** "Jackson, Ryan" <jackson.ryan@epa.gov>  
**Date:** February 26, 2019 at 11:33:36 AM EST  
**To:** "Humphreys, Hayly" <humphreys.hayly@epa.gov>, "Wright, Peter" <wright.peter@epa.gov>, "Darwin, Veronica" <darwin.veronica@epa.gov>, "Cook, Steven" <cook.steven@epa.gov>, "Konkus, John" <konkus.john@epa.gov>, "Hewitt, James" <hewitt.james@epa.gov>  
**Cc:** "Molina, Michael" <molina.michael@epa.gov>, "Kundinger, Kelly" <kundinger.kelly@epa.gov>  
**Subject:** March 4

So I understand we are looking to highlight our Superfund Accomplishments Report on March 4 with an event in NY involving the Passaic River.

We need to schedule a briefing on the report, plans for the event, status of Passaic, and run of show for that morning as soon as possible if this really is the plan. Hayly will help us get time on the schedule.

Ryan Jackson  
Chief of Staff  
U.S. Environmental Protection Agency  
(202) 564-6999



Message

---

**From:** Darwin, Veronica [darwin.veronica@epa.gov]  
**Sent:** 2/26/2019 4:50:30 PM  
**To:** Wright, Peter [wright.peter@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Cook, Steven [cook.steven@epa.gov]; Simon, Nigel [Simon.Nigel@epa.gov]; Harwood, Jackie [Harwood.Jackie@epa.gov]; Woolford, James [Woolford.James@epa.gov]; Stalcup, Dana [Stalcup.Dana@epa.gov]  
**CC:** Brooks, Becky [Brooks.Becky@epa.gov]; Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** RE: March 4

Peter,

I will discuss the coordination efforts with Region 2 with the rest of the team on a separate email. Thank you.

Veronica

---

**From:** Wright, Peter  
**Sent:** Tuesday, February 26, 2019 11:48 AM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Simon, Nigel <Simon.Nigel@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>; Darwin, Veronica <darwin.veronica@epa.gov>; Woolford, James <Woolford.James@epa.gov>; Stalcup, Dana <Stalcup.Dana@epa.gov>  
**Cc:** Brooks, Becky <Brooks.Becky@epa.gov>; Hilosky, Nick <Hilosky.Nick@epa.gov>  
**Subject:** Fwd: March 4

All

Please see the note below. It looks like we will be scrambling. Please recall I am recused from the Passaic.

Ex. 5 Deliberative Process (DP)

**Ex. 5 Deliberative Process (DP)** We also of course need to coordinate with Pete Lopez and his team.

Peter  
Sent from my iPhone

Begin forwarded message:

**From:** "Jackson, Ryan" <jackson.ryan@epa.gov>  
**Date:** February 26, 2019 at 11:33:36 AM EST  
**To:** "Humphreys, Hayly" <humphreys.hayly@epa.gov>, "Wright, Peter" <wright.peter@epa.gov>, "Darwin, Veronica" <darwin.veronica@epa.gov>, "Cook, Steven" <cook.steven@epa.gov>, "Konkus, John" <konkus.john@epa.gov>, "Hewitt, James" <hewitt.james@epa.gov>  
**Cc:** "Molina, Michael" <molina.michael@epa.gov>, "Kundinger, Kelly" <kundinger.kelly@epa.gov>  
**Subject:** March 4

So I understand we are looking to highlight out Superfund Accomplishments Report on March 4 with an event in NY involving the Passaic River.

We need to schedule a briefing on the report, plans for the event, status of Passaic, and run of show for that morning as soon as possible if this really is the plan. Hayly will help us get time on the schedule.

Ryan Jackson  
Chief of Staff

U.S. Environmental Protection Agency  
(202) 564-6999

Message

---

**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 8/8/2019 2:58:55 PM  
**To:** Cook, Steven [cook.steven@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]; Brooks, Becky [Brooks.Becky@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]; Harwood, Jackie [Harwood.Jackie@epa.gov]  
**Subject:** RE: Universal Oil Products

Great! thank you!

## Ex. 5 Deliberative Process (DP)

*Silvina Fonseca  
Senior Advisor  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
Desk: 202.564.1955  
Cell: 202.306.6844*

---

**From:** Cook, Steven <cook.steven@epa.gov>  
**Sent:** Thursday, August 08, 2019 8:47 AM  
**To:** Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>  
**Subject:** RE: Universal Oil Products

All –

## Ex. 5 Deliberative Process (DP)

Steven

---

**From:** Fonseca, Silvina <Fonseca.Silvina@epa.gov>  
**Sent:** Tuesday, August 6, 2019 6:33 PM  
**To:** Breen, Barry <Breen.Barry@epa.gov>; Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Harwood, Jackie <Harwood.Jackie@epa.gov>  
**Subject:** Universal Oil Products

Please do not forward to Peter Wright as he is recused from Universal Oil Products.

Good afternoon,

I am writing this email because calendars are very tight so I thought this could get us to an answer much quicker. I told the acting Division Director that I would engage senior leadership and get feedback as soon as I could.

## Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

Please let me know if you need any more information or have any questions.

*Silvina Fonseca*  
*Senior Advisor*  
*Office of Land and Emergency Management*  
*U.S. Environmental Protection Agency*  
*Desk: 202.564.1955*

Ex. 6 Personal Privacy (PP)

June 19, 2018

**RECUSAL STATEMENT OF PETER WRIGHT**

To: E. Scott Pruitt, EPA Administrator

I have consulted with the Office of General Counsel/Ethics (OGC/Ethics) and been advised about my ethics obligations. This recusal statement formally notifies you of my continuing obligations to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I will sign upon entering federal service, as well as my own bar obligations.

*FINANCIAL CONFLICTS OF INTEREST*

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

As stated in my ethics agreement sent to the Senate Environment and Public Works Committee, I agreed to forfeit all DowDuPont, Inc. stock options that are unvested at the time of my resignation from DowDuPont and to divest of my vested stock options and stock in DowDuPont, Inc. within 90 days of my confirmation. If I enter federal service prior to confirmation, then I will sell the stock within 90 days of joining EPA. Until I sell the stock, I understand that I am recused from participating personally and substantially in any particular matter, including sector-specific policies and regulations, that would have a direct and predictable effect on the following:

Name of Entity	Date when recusal ends
DowDuPont, Inc.	My financial conflict of interest continues for as long as I own stock in this company. Upon divestiture, I understand that I am still subject to additional restrictions pursuant to Executive Order 13770.
Chemical industry sector	continues for as long as I own stock in the chemical industry sector

Once I have sold the stock, I will update this recusal statement.

### *OBLIGATIONS UNDER EXECUTIVE ORDER 13,770*

Pursuant to Section 1, Paragraph 6 of the Executive Order, I understand that I have ethics obligations with respect to any former employer during the preceding two years, as well as any organization in which I held a fiduciary duty. For purposes of this restriction, the entities that fall within the prohibition are DowDuPont Inc., the National Association of Wabash Men, and the Lambda Chi Alpha Home Association of Wabash College.

I understand that I am prohibited from participating in any particular matter involving specific parties in which any of the entities listed below is a party or represents a party. My recusal lasts for two years from the date that I join federal service. I have been advised by OGC/Ethics that, for the purposes of this pledge obligation, the term “particular matters involving specific parties” is broadened to include any meetings or other communication relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties. I am further advised that the term “open to all interested parties” means five or more parties who represent a diversity of interests rather than one shared perspective. I understand that such meetings do not have to be open to every corner, but should include a multiplicity of parties<sup>1</sup>.

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDuPont Inc.	[two years from date of appointment], 2020
National Association of Wabash Men, Board of Directors	[two years from date of appointment], 2020
Lambda Chi Alpha Home Association of Wabash College, Board of Directors	[two years from date of appointment], 2020

### *ATTORNEY BAR OBLIGATIONS*

Pursuant to my obligations under my bar rules, I recognize that I am obliged to protect the confidences of my former clients. I also understand that I cannot participate in any matter that is the same as or substantially related to the same specific party matter that I participated in personally and substantially while in private practice, unless my bar provides for and I first obtain informed consent and notify OGC/Ethics.

### *SUPERFUND SITES*

To avoid any concerns about my ethical obligations, I want to state clearly that I will not participate in any of the Superfund sites at which DowDuPont is a potentially responsible party (PRP). See attached lists generated by the Office of Site Remediation and Enforcement.

---

<sup>1</sup> As explained by the Office of Government Ethics, if an agency is holding a meeting with five or more stakeholders regarding a given policy or piece of legislation, I could attend such a meeting even if one of the stakeholders is a former employer or former client. See Office of Government Ethics (OGE) Advisory DO-09-011 (3/26/09), which applies to Exec. Order 13770 pursuant to OGE Legal Advisory LA-17-03 (3/20/17).

Consistent with my bar rules, while at EPA, I will not participate in any site on the attached lists that I previously worked on personally and substantially. Consistent with my obligations under ethics regulations and the Executive Order, for any of the sites on the attached list that I did not work on personally and substantially, I will not participate on that site until after [two years from date of appointment], 2020.

#### *SCREENING ARRANGEMENT*

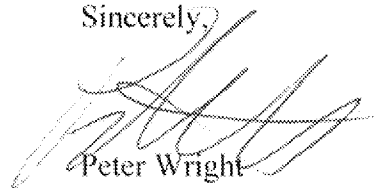
In order to ensure that I do not participate in the matters relating to any of the entities listed above, I will instruct Barry Breen or Steven Cook, Deputy Assistant Administrators, to assist in screening EPA matters directed at my attention that involve these entities. All inquiries and comments involving the entities on my recusal list should be directed to Barry or Steven without my knowledge and involvement until after my recusal period ends.

If Barry or Steven determine that a particular matter will directly involve any of the entities listed on my "specific party" recusal list, then they will refer it for action or assignment to another, without my knowledge or involvement. In the event that they are unsure whether an issue is a particular matter from which I am recused, then they will consult with OGC/Ethics for a determination. I will provide a copy of this memorandum to my principal subordinates with a copy to Justina Fugh, Senior Counsel for Ethics.

#### *UPDATE AS NECESSARY*

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

Sincerely,



Peter Wright

#### Attachments

cc: Ryan Jackson, Chief of Staff  
Steven Cook, Deputy Assistant Administrator  
Barry Breen, Principal Deputy Assistant Administrator  
Justina Fugh, Senior Counsel for Ethics

Message

---

**From:** wright.peter@epa.gov [wright.peter@epa.gov]  
**Sent:** 8/21/2019 7:02:22 PM  
**To:** Cook, Steven [cook.steven@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** Re: Recusal email to DDs

Steven

This will be good.

Thank you.

Peter

Sent from my iPad

On Aug 21, 2019, at 11:58 AM, Cook, Steven <cook.steven@epa.gov> wrote:

How about we just add in the following sentence – However, please note that Chemours facilities are not subject to the recusal.

---

**From:** Wright, Peter <wright.peter@epa.gov>  
**Sent:** Wednesday, August 21, 2019 2:07 PM  
**To:** Cook, Steven <cook.steven@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>  
**Subject:** Re: Recusal email to DDs

Steven

The note looks fine. One possible clarification that may not be necessary to make is that I am not disqualified from working on Chemours sites.

It can go out as is and then we can see down the road if we need to make this or any other clarification.

Thank you.

Peter

Sent from my iPad

On Aug 20, 2019, at 8:31 AM, Cook, Steven <cook.steven@epa.gov> wrote:

Peter –

Below is the draft email Nick and I have worked up to send to the region DDs for SEM and LCARD. Any revisions?

Dear Colleagues,



In an effort to meet our ethics obligations, please ensure that when sending site-specific information to the OLEM AA and/or OLEM Immediate Office, you check Peter Wright's recusal list before sending,

For Superfund sites: If there is specific information for a site on the recusal list, please do not include Peter Wright on the email. Please do include in the email a note that you are leaving him off because he is recused. We've attached Peter's most recent recusal list for your information. This recusal list will be in place until July 8, 2020. After that, a more limited list of sites will still be subject to recusal. We will circulate an updated list at that time.

For RCRA and current operating sites: Peter is recused from specific matters involving DowDuPont sites, including subsidiaries and recent spin-offs, for two years (until July 8, 2020). If you need to send site specific information to the OLEM AA or I/O please follow the same protocol as above.

Thank you in advance for your help,

Steven Cook  
Deputy Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
+1 202.566.0609  
[cook.steven@epa.gov](mailto:cook.steven@epa.gov)

Message

---

**From:** Doyle, Brett [doyle.brett@epa.gov]  
**Sent:** 5/8/2019 6:27:52 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** RE: URGENT: For B/P/S/OSRTI

Sorry, that was an oversight. Removed you from the chain.

---

**From:** Wright, Peter  
**Sent:** Wednesday, May 8, 2019 2:26 PM  
**To:** Doyle, Brett <doyle.brett@epa.gov>  
**Cc:** Konkus, John <konkus.john@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>; Schiermeyer, Corry <schiermeyer.corry@epa.gov>; Beach, Christopher <beach.christopher@epa.gov>  
**Subject:** Re: URGENT: For B/P/S/OSRTI Review - Portland Harbor Agreement

All

I am recused from this site.

Peter

Sent from my iPhone

Message

---

**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 3/21/2019 1:24:11 AM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** FW: FY 2019 \$50M Synopsis  
**Attachments:** FY 2019 Briefing Schedule.docx; FY 2019 \$50M Synopsis 3.1.2019 scrubbed for PW.docx

Attached is an updated \$50M synopsis that includes the requested information, as well as an updated proposed schedule based on my conversations with the regions. Sent to you separately due to recusal from USS Lead.

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

---

**From:** Hoverman, Taylor  
**Sent:** Wednesday, March 20, 2019 9:23 PM  
**To:** Fonseca, Silvina <Fonseca.Silvina@epa.gov>; Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>  
**Subject:** RE: FY 2019 \$50M Synopsis

Attached is an updated \$50M synopsis that includes the requested information, as well as an updated proposed schedule based on my conversations with the regions. Sending to Peter separately due to recusal from USS Lead.

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

---

**From:** Fonseca, Silvina  
**Sent:** Friday, March 1, 2019 11:01 PM  
**To:** Cook, Steven <cook.steven@epa.gov>; Breen, Barry <Breen.Barry@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
**Subject:** FY 2019 \$50M Synopsis

Good evening Barry, Peter and Steven,

As requested I have been working on the synopsis of those sites that may/will need the Administrator's approval to facilitate the discussions with Henry and the Administrator on the next steps. **Ex. 5 Deliberative Process (DP)**

**Ex. 5 Deliberative Process (DP)**

Thank you!

Message

---

**From:** Zimmer, Nathaniel [zimmer.nathaniel@epa.gov]  
**Sent:** 3/19/2019 7:22:49 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**CC:** Edwards, Crystal [Edwards.Crystal@epa.gov]; Kenely, Caroline [Kenely.Caroline@epa.gov]; Ross, David P [ross.davidp@epa.gov]  
**Subject:** RE: Meeting with American Chemistry Council - 3/26 @ 3 - 4:00 pm

Peter,

Understandable. Will forward you the event now along with your staff. The ACC attendees are the following:

- Bryan Zumwalt, VP of Federal Affairs
- Steve Russell, VP of Plastics Division
- Stewart Harris, Director of Marine and Environmental Stewardship

Best,

Nathaniel Zimmer  
Senior Advisor  
Office of International and Tribal Affairs  
United States Environmental Protection Agency  
1300 Pennsylvania Ave NW  
Washington, DC 20460  
Mobile: 202-716-9530 | Office: 202-564-4857  
[zimmer.nathaniel@epa.gov](mailto:zimmer.nathaniel@epa.gov)

---

**From:** Wright, Peter  
**Sent:** Tuesday, March 19, 2019 12:44 PM  
**To:** Zimmer, Nathaniel <zimmer.nathaniel@epa.gov>  
**Cc:** Edwards, Crystal <Edwards.Crystal@epa.gov>; Kenely, Caroline <Kenely.Caroline@epa.gov>; Ross, David P <ross.davidp@epa.gov>  
**Subject:** RE: Meeting with American Chemistry Council - 3/26 @ 3 - 4:00 pm

Nate

I will have to leave the meeting early to make an appointment on Capitol Hill. I may also have to find out what ACC members are attending to make sure that I do not have an ethics conflict if a Dow representative will be in attendance. I would be glad to ask Kathleen Salyer to attend as she is OLEM's point person on this topic and is in fact in France this week preparing for this meeting.

Peter

---

**From:** Zimmer, Nathaniel  
**Sent:** Tuesday, March 19, 2019 11:49 AM  
**To:** Ross, David P <ross.davidp@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
**Cc:** Edwards, Crystal <Edwards.Crystal@epa.gov>; Kenely, Caroline <Kenely.Caroline@epa.gov>  
**Subject:** Meeting with American Chemistry Council - 3/26 @ 3 - 4:00 pm

David and Peter,

Chad has requested your attendance for a meeting with the American Chemistry council on 3/26. The meeting is to discuss preparation for the G7 Ministerial meeting in France – specifically regarding marine plastics.

Please let me know if available or need additional information.

Best,

Nathaniel Zimmer  
Senior Advisor  
Office of International and Tribal Affairs  
United States Environmental Protection Agency  
1300 Pennsylvania Ave NW  
Washington, DC 20460  
Mobile: 202-716-9530 | Office: 202-564-4857  
[zimmer.nathaniel@epa.gov](mailto:zimmer.nathaniel@epa.gov)

Message

---

**From:** Cook, Steven [cook.steven@epa.gov]  
**Sent:** 3/29/2019 3:34:15 AM  
**To:** Hewitt, James [hewitt.james@epa.gov]  
**CC:** Wright, Peter [wright.peter@epa.gov]; Abboud, Michael [abboud.michael@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Subject:** RE: Administrator Wheeler's updated recusal list

James –

Here are the two sites that are now on my recusal list.

- 1) Old Mill (Rock Creek, OH)
- 2) New Lyme Landfill (New Lyme, OH)

Steven

---

**From:** Cook, Steven  
**Sent:** Wednesday, March 27, 2019 5:15 PM  
**To:** Hewitt, James <hewitt.james@epa.gov>  
**Cc:** Wright, Peter <wright.peter@epa.gov>; Abboud, Michael <abboud.michael@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
**Subject:** Re: Administrator Wheeler's updated recusal list

James -

Since I left LyonsellBasell they purchased a company that is a PRP at two sites in Ohio. I noticed Ethics. When I land I can dig out the names. The recusal will last until Feb. 2020 when 2 years lapses.

Sent from my iPhone

On Mar 27, 2019, at 5:08 PM, Hewitt, James <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)> wrote:

Great, thanks.

---

**From:** Wright, Peter  
**Sent:** Wednesday, March 27, 2019 5:04 PM  
**To:** Hewitt, James <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)>  
**Cc:** Abboud, Michael <[abboud.michael@epa.gov](mailto:abboud.michael@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Hoverman, Taylor <[hoverman.taylor@epa.gov](mailto:hoverman.taylor@epa.gov)>  
**Subject:** RE: Administrator Wheeler's updated recusal list

James

I am permanently recused from Dow Chemical sites because I worked on (or may have worked on) those sites as an attorney for Dow and so in addition to EPA/Government ethic issues, I have legal ethic bar from working on those sites. I agreed to also not work on DuPont Superfund sites for two years from the beginning of my employment because when I joined EPA Dow and DuPont were both owned by DowDuPont. I never worked on any of the DuPont sites and so I have no confidential knowledge about those sites.

Whether a company is a PRP at a site can change over time. For example, a company might receive an information request that indicates a potential link with a site, but later it is determined the company has no association with a site. It is also possible for company to be named much later to a site if for example documents are found connecting a company to a site or a company buys another company connected to a site and has an indemnification obligation. Thus, there is the need to periodically check.

Please see my title below.

Peter

Peter C Wright  
Special Counsel, Office of the Administrator  
United States Environmental Protection Agency  
1301 Constitutional Ave NW  
Washington, DC  
202-566-9988

---

**From:** Hewitt, James  
**Sent:** Wednesday, March 27, 2019 3:41 PM  
**To:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>  
**Cc:** Abboud, Michael <[abboud.michael@epa.gov](mailto:abboud.michael@epa.gov)>  
**Subject:** FW: Administrator Wheeler's updated recusal list

Steven & Peter, please see below.

Peter, do you still have the same title?

---

**From:** Carignan, Sylvia <[scarignan@bloombergenvironment.com](mailto:scarignan@bloombergenvironment.com)>  
**Sent:** Wednesday, March 27, 2019 3:32 PM  
**To:** Abboud, Michael <[abboud.michael@epa.gov](mailto:abboud.michael@epa.gov)>  
**Cc:** Hewitt, James <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)>  
**Subject:** RE: Administrator Wheeler's updated recusal list

Sorry, getting my companies mixed up – I mean Steve worked at LyondellBasell, not Dow.

---

**From:** Carignan, Sylvia  
**Sent:** Wednesday, March 27, 2019 3:30 PM  
**To:** 'Abboud, Michael' <[abboud.michael@epa.gov](mailto:abboud.michael@epa.gov)>  
**Cc:** Hewitt, James <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)>  
**Subject:** RE: Administrator Wheeler's updated recusal list

Great, thank you. I'm guessing Steven Cook is not recused from Dow sites because a certain amount of time has passed since he left the company; is that correct?

And could you confirm that Peter Wright is still working at the EPA as special adviser to the administrator?

---

**From:** Abboud, Michael [<mailto:abboud.michael@epa.gov>]  
**Sent:** Wednesday, March 27, 2019 3:21 PM



**To:** Carignan, Sylvia <[scarignan@bloombergenvironment.com](mailto:scarignan@bloombergenvironment.com)>

**Cc:** Hewitt, James <[hewitt.james@epa.gov](mailto:hewitt.james@epa.gov)>

**Subject:** Administrator Wheeler's updated recusal list

Sylvia –

Attached is Wheeler's updated Superfund recusal list, as well as the previous one from June 2018. I've also scanned summary pages of both lists and attached them as PDFs.

A couple other notes, Steven Cook does not have any recusals from Superfund sites. Peter Wright's Superfund recusal list is attached, we are running an updated search now to update it (on the same quarterly timeline as Wheeler) but it won't be available until tomorrow morning.

**Michael Abboud**

U.S. Environmental Protection Agency

Office of Public Affairs

M: 202-564-6461

Message

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**From:** Greaves, Holly [greaves.holly@epa.gov]  
**Sent:** 4/1/2019 10:23:41 PM  
**To:** Hoverman, Taylor [hoverman.taylor@epa.gov]; Wright, Peter [wright.peter@epa.gov]  
**CC:** Cook, Steven [cook.steven@epa.gov]  
**Subject:** RE: Portland Harbor, Maine

No problem, thank you!

-----Original Message-----

From: Hoverman, Taylor  
Sent: Monday, April 1, 2019 6:20 PM  
To: Greaves, Holly <greaves.holly@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>  
Subject: RE: Portland Harbor, Maine

I just noticed that when I incorporated Peter's edit, I didn't correct the rest of the sentence.  
Corrected below:

EPA understands that this project is a high priority for the City and State and is COORDINATING with the Regional Administrator's office.

Taylor Hoverman  
Policy Counsel to the Assistant Administrator Office of Land and Emergency Management U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

-----Original Message-----

From: Greaves, Holly  
Sent: Monday, April 1, 2019 6:17 PM  
To: Hoverman, Taylor <hoverman.taylor@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>  
Subject: RE: Portland Harbor, Maine

THANK YOU! This is great.

-----Original Message-----

From: Hoverman, Taylor  
Sent: Monday, April 1, 2019 6:10 PM  
To: Greaves, Holly <greaves.holly@epa.gov>; Wright, Peter <wright.peter@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>  
Subject: RE: Portland Harbor, Maine

Holly,

Attached is a brief fact sheet on Portland Harbor, Maine. Sorry we don't have more information!

Taylor Hoverman  
Policy Counsel to the Assistant Administrator Office of Land and Emergency Management U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

-----Original Message-----

From: Greaves, Holly  
Sent: Monday, April 1, 2019 12:33 PM  
To: Wright, Peter <wright.peter@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
Subject: RE: Portland Harbor, Maine

Wonderful, thanks! If you could pull together a fact sheet or some high level talking points and send them over, I would appreciate it.

-----Original Message-----

From: Wright, Peter  
Sent: Monday, April 1, 2019 12:02 PM  
To: Greaves, Holly <greaves.holly@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
Subject: Re: Portland Harbor, Maine

Holly

I have been brought up to speed.

Peter

Sent from my iPad

> On Apr 1, 2019, at 10:26 AM, Greaves, Holly <greaves.holly@epa.gov> wrote:  
>  
> Thanks Peter. The member bios OCIR prepared reference Maine. See attached.  
>  
> [image1.jpeg]  
>  
> Sent from my iPhone  
>  
> On Apr 1, 2019, at 10:22 AM, Wright, Peter <wright.peter@epa.govmailto:wright.peter@epa.gov> wrote:  
>  
> Holly  
>  
> I expect this is Portland Harbor in Oregon. If so I am recused but there should be materials. I am  
copying Steven and Taylor. If it is Maine I had no idea there was an issue.  
>  
> Peter  
>  
> Sent from my iPhone  
>  
> On Apr 1, 2019, at 9:56 AM, Greaves, Holly <greaves.holly@epa.govmailto:greaves.holly@epa.gov> wrote:  
>  
> GM Peter,  
>  
> The dredging at this site is an issue important to Rep. Pingree, but I don't see anything in our binder  
on this issue (unless I've missed it). Can you point me to something we have or prepare a few points in  
case she raises it tomorrow?  
>  
> Thanks!  
> Holly  
>  
> Sent from my iPhone  
> <image1.jpeg>

Message

---

**From:** Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Sent:** 4/1/2019 10:09:39 PM  
**To:** Greaves, Holly [greaves.holly@epa.gov]; Wright, Peter [wright.peter@epa.gov]  
**CC:** Cook, Steven [cook.steven@epa.gov]  
**Subject:** RE: Portland Harbor, Maine  
**Attachments:** OLEM - Portland Harbor ME (edits).docx

Holly,

Attached is a brief fact sheet on Portland Harbor, Maine. Sorry we don't have more information!

Taylor Hoverman  
Policy Counsel to the Assistant Administrator  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
O: 202-566-2705  
C: 202-494-3662

-----Original Message-----

From: Greaves, Holly  
Sent: Monday, April 1, 2019 12:33 PM  
To: Wright, Peter <wright.peter@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
Subject: RE: Portland Harbor, Maine

Wonderful, thanks! If you could pull together a fact sheet or some high level talking points and send them over, I would appreciate it.

-----Original Message-----

From: Wright, Peter  
Sent: Monday, April 1, 2019 12:02 PM  
To: Greaves, Holly <greaves.holly@epa.gov>  
Cc: Cook, Steven <cook.steven@epa.gov>; Hoverman, Taylor <hoverman.taylor@epa.gov>  
Subject: Re: Portland Harbor, Maine

Holly

I have been brought up to speed.

Peter

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>  
> Thanks Peter. The member bios OCIR prepared reference Maine. See attached.  
>  
> [image1.jpeg]  
>  
> Sent from my iPhone  
>  
> On Apr 1, 2019, at 10:22 AM, Wright, Peter <wright.peter@epa.gov<mailto:wright.peter@epa.gov>> wrote:  
>  
> Holly  
>  
> I expect this is Portland Harbor in Oregon. If so I am recused but there should be materials. I am copying Steven and Taylor. If it is Maine I had no idea there was an issue.  
>  
> Peter  
>  
> Sent from my iPhone  
>  
> On Apr 1, 2019, at 9:56 AM, Greaves, Holly <greaves.holly@epa.gov<mailto:greaves.holly@epa.gov>> wrote:  
>  
> GM Peter,  
>  
> The dredging at this site is an issue important to Rep. Pingree, but I don't see anything in our binder on this issue (unless I've missed it). Can you point me to something we have or prepare a few points in case she raises it tomorrow?  
>

> Thanks!  
> Holly  
>  
> Sent from my iPhone  
> <image1.jpeg>

Message

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**From:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Sent:** 3/14/2019 8:53:45 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** AEL Briefing Materials  
**Attachments:**

**Ex. 5 Deliberative Process (DP)**

Peter,

Here are the docs for you for tomorrow (Veronica sent to the AO). Sending you this separate email with your list without recused sites – I shared the others with Barry, Nigel, OSRTI and OECA

Nick

Nicholas J. Hilosky  
Special Assistant  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Pennsylvania Avenue N.W.  
Washington, DC 20460  
ph: 202-566-1942; fax: 202-566-0207  
mobile: 202-368-0724

Message

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**From:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Sent:** 4/18/2019 7:27:11 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** FW: Materials for the Superfund NPL and AEL Meeting  
**Attachments:**

## Ex. 5 Deliberative Process (DP)

**Importance:** High

FYI – here is what we sent up for the Superfund NPL and AEL tomorrow. I am sending yours as separate note without your recused sites. Everyone else on the meeting invite got them.

Thanks,  
Nick

Nicholas J. Hilosky  
Special Assistant  
Office of Land and Emergency Management  
US Environmental Protection Agency  
1200 Pennsylvania Avenue N.W.  
Washington, DC 20460  
ph: 202-566-1942; fax: 202-566-0207  
mobile: 202-368-0724

Message

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**From:** Greaves, Holly [greaves.holly@epa.gov]  
**Sent:** 4/1/2019 2:26:23 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**CC:** Cook, Steven [cook.steven@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]  
**Subject:** Re: Portland Harbor, Maine

Thanks Peter. The member bios OCIR prepared reference Maine. See attached.

# Ex. 5 Deliberative Process (DP)

Sent from my iPhone

On Apr 1, 2019, at 10:22 AM, Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)> wrote:

Holly

I expect this is Portland Harbor in Oregon. If so I am recused but there should be materials. I am copying Steven and Taylor. If it is Maine I had no idea there was an issue.

Peter



Sent from my iPhone

On Apr 1, 2019, at 9:56 AM, Greaves, Holly <[greaves.holly@epa.gov](mailto:greaves.holly@epa.gov)> wrote:

GM Peter,

The dredging at this site is an issue important to Rep. Pingree, but I don't see anything in our binder on this issue (unless I've missed it). Can you point me to something we have or prepare a few points in case she raises it tomorrow?

Thanks!

Holly

Sent from my iPhone

Message

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**From:** Fugh, Justina [Fugh.Justina@epa.gov]  
**Sent:** 8/26/2018 5:13:19 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** RE: Request for meeting with ACC on Plastic Recovery

Correct. Let's have you decline until you divest. Hope your travels to Vermont go well. Enjoy ECOS!  
Justina

Justina Fugh | Director, Ethics Law Office | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

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**From:** Wright, Peter  
**Sent:** Sunday, August 26, 2018 12:55 PM  
**To:** Fugh, Justina <Fugh.Justina@epa.gov>  
**Subject:** Fwd: Request for meeting with ACC on Plastic Recovery

Justina

I expect that I need to not accept this meeting until I divest my DowDupont stock. I am seeking your confirmation. I do not expect there is anything time critical about this meeting and if so Steven Cook and Barry can attend.

Thank you.

Peter

Sent from my iPad

Begin forwarded message:

**From:** "Russell, Steven K." <[Steven\\_Russell@americanchemistry.com](mailto:Steven_Russell@americanchemistry.com)>  
**Date:** August 25, 2018 at 5:17:21 PM EDT  
**To:** "[wright.peter@epa.gov](mailto:wright.peter@epa.gov)" <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>  
**Cc:** "[johnson.barnes@epa.gov](mailto:johnson.barnes@epa.gov)" <[johnson.barnes@epa.gov](mailto:johnson.barnes@epa.gov)>, "Cookson, Craig" <[Craig\\_Cookson@americanchemistry.com](mailto:Craig_Cookson@americanchemistry.com)>, "Joseph, Aiysha D." <[Aiysha\\_Joseph@americanchemistry.com](mailto:Aiysha_Joseph@americanchemistry.com)>  
**Subject:** Request for meeting with ACC on Plastic Recovery

Special Counsel Wright,

Attached is a meeting request from the American Chemistry Council to discuss pathways to achieving our goal for 100% reuse, recycling or recovery of plastic packaging by 2040.

Regards,  
Steve Russell

---

**Steve Russell** | American Chemistry Council  
Vice President, Plastics Division  
[steven\\_russell@americanchemistry.com](mailto:steven_russell@americanchemistry.com)  
700 2<sup>nd</sup> Street, NE | Washington, DC | 20002  
O: 202.249.6600 C: 703.395.4525  
[www.americanchemistry.com/plastics](http://www.americanchemistry.com/plastics)  
[www.plasticsmakeitpossible.com](http://www.plasticsmakeitpossible.com)

+++++ This message may contain confidential information and is intended only for the individual named. If you are not the named addressee do not disseminate, distribute or copy this email. Please notify the sender immediately by email if you have received this email by mistake and delete this email from your system. E-mail transmission cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late or incomplete, or contain viruses. The sender therefore does not accept liability for any errors or omissions in the contents of this message which arise as a result of email transmission. American Chemistry Council, 700 – 2nd Street NE, Washington, DC 20002, [www.americanchemistry.com](http://www.americanchemistry.com)

Message

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**From:** Brooks, Becky [Brooks.Becky@epa.gov]  
**Sent:** 9/4/2018 5:30:35 PM  
**To:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]; Wright, Peter [wright.peter@epa.gov]  
**CC:** Hilosky, Nick [Hilosky.Nick@epa.gov]  
**Subject:** RE: Briefing materials for tomorrow's meeting with Acting Administrator Wheeler

Thanks, Silvina. Peter, no need to print, as Teresa and Knolyn already have them for your book.

*Becky Brooks  
Special Assistant  
Office of Land and Emergency Management  
U.S. Environmental Protection Agency  
ph. 202-566-2762*

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**From:** Fonseca, Silvina  
**Sent:** Tuesday, September 04, 2018 1:22 PM  
**To:** Wright, Peter <wright.peter@epa.gov>  
**Cc:** Hilosky, Nick <Hilosky.Nick@epa.gov>; Brooks, Becky <Brooks.Becky@epa.gov>  
**Subject:** Briefing materials for tomorrow's meeting with Acting Administrator Wheeler

Good afternoon,

Attached are the briefing materials for tomorrow's meeting with Acting Administrator Wheeler regarding the following sites:

Shaffer/Arbuckle (Minden) - Region 3; Ex. 5 Deliberative Process (DP)  
BF Goodrich - Region 4; Ex. 5 Deliberative Process (DP)  
American Cyanamid – Region 2; Ex. 5 Deliberative Process (DP)  
Berry's Creek – Region 2; Ex. 5 Deliberative Process (DP)

Agenda for the meeting is also attached.

Please note that Peter Wright is recused from Berry's Creek therefore the materials are not attached to this email.

*Silvina Fonseca  
Special Assistant  
Office of the Administrator  
U.S. Environmental Protection Agency  
Desk: 202.564.1955  
Cell: 202.306.6844*

UNITED STATES OFFICE OF  
GOVERNMENT ETHICS



January 30, 2019

The Honorable John Barrasso  
Chairman  
Committee on Environment and  
Public Works  
United States Senate  
Washington, DC 20510

Dear Mr. Chairman:

In accordance with the Ethics in Government Act of 1978, I enclose a copy of the financial disclosure report filed by Peter C. Wright, who has been nominated by President Trump for the position of Assistant Administrator, Office of Land and Emergency Management, Environmental Protection Agency.

We have reviewed the report and have obtained advice from the agency concerning any possible conflict in light of its functions and the nominee's proposed duties. Also enclosed is an ethics agreement outlining the actions that the nominee will undertake to avoid conflicts of interest. Unless a date for compliance is indicated in the ethics agreement, the nominee must fully comply within three months of confirmation with any action specified in the ethics agreement.

Based thereon, we believe that this nominee is in compliance with applicable laws and regulations governing conflicts of interest.

Sincerely,

DAVID APOL

David J. Apol  
General Counsel

Digitally signed by DAVID  
APOL  
Date: 2019.01.30 10:59:44  
-05'00'

Enclosures



Message

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**From:** Jackson, Ryan [jackson.ryan@epa.gov]  
**Sent:** 12/20/2018 12:42:37 AM  
**To:** Wright, Peter [wright.peter@epa.gov]

Are you recused from the Port of Portland superfund site?

Ryan Jackson  
Chief of Staff  
U.S. EPA  
202-564-6999

Message

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**From:** Fonseca, Silvina [Fonseca.Silvina@epa.gov]  
**Sent:** 9/27/2018 12:57:49 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** Re: Wheeler meeting with Alliance to Restore our Waterways (AROW) (Rich Gold)

Should I attend?

Sent from my iPhone

On Sep 27, 2018, at 8:02 AM, Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)> wrote:

All:

I will not be attending this meeting due to the fact I still own Dow stock as I have not yet received my letter of divestment. I will be interested to hear what the group has to propose.

Peter

---

**From:** Darwin, Veronica  
**Sent:** Wednesday, September 26, 2018 6:15 PM  
**To:** Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>  
**Cc:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>; Falvo, Nicholas <[falvo.nicholas@epa.gov](mailto:falvo.nicholas@epa.gov)>; Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>  
**Subject:** Re: Wheeler meeting with Alliance to Restore our Waterways (AROW) (Rich Gold)

I will attend.

Sent from my iPhone

On Sep 26, 2018, at 6:04 PM, Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)> wrote:

I think Veronica is attending.

Be happy to attend as well if needed.

I did provide some info to Acting Administrator regarding some specific sites that Jim Woolford had provided. It is just for informational purposes. However I did not share with you Peter because of the site specific information and your recusals. I did share with Veronica and provided it to Nick H.

According to Steven, there is no specific ask for this meeting.

Silvina

Sent from my iPhone

On Sep 26, 2018, at 5:56 PM, Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)> wrote:

Nick

I have not heard back from Justina. I think there are enough non-Dow folks attending to avoid the recusal. Barry will be attending. It is from 2 to 2:30 tomorrow afternoon in the Alms Room.

Peter

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**From:** Falvo, Nicholas  
**Sent:** Wednesday, September 26, 2018 5:54 PM  
**To:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>  
**Cc:** Cook, Steven <[cook.steven@epa.gov](mailto:cook.steven@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Darwin, Veronica <[darwin.veronica@epa.gov](mailto:darwin.veronica@epa.gov)>; Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>  
**Subject:** Re: Wheeler meeting with Alliance to Restore our Waterways (AROW) (Rich Gold)

Peter,  
Was your recusal issue resolved? With Steven in St Louis, should Silvina, Veronica and myself make plans to attend the meeting? And if so, I know at least Silvina and myself would need the calendar invite - not sure about Veronica.

Sent from my iPhone

On Sep 25, 2018, at 8:27 AM, Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)> wrote:

All:

I will have to inquire with Justina about whether I can participate in this meeting. I believe that Dow was one of the members of this group, but I do not know who all of the members are.

Peter

---

**From:** Cook, Steven  
**Sent:** Tuesday, September 25, 2018 8:10 AM  
**To:** Wright, Peter <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>; Breen, Barry <[Breen.Barry@epa.gov](mailto:Breen.Barry@epa.gov)>; Darwin, Veronica <[darwin.veronica@epa.gov](mailto:darwin.veronica@epa.gov)>  
**Cc:** Fonseca, Silvina <[Fonseca.Silvina@epa.gov](mailto:Fonseca.Silvina@epa.gov)>; Falvo, Nicholas <[falvo.nicholas@epa.gov](mailto:falvo.nicholas@epa.gov)>  
**Subject:** Wheeler meeting with Alliance to Restore our Waterways (AROW) (Rich Gold)

I heard today from one of the AROW members that the meeting with AAW is a high level discussion about approaches to the river sites and has no specific ask. They held a similar meeting last year with Pruitt. I will be in St. Louis and not participating.

Steven Cook  
Deputy Assistant Administrator  
Office of Land and Emergency Management



U.S. Environmental Protection Agency



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

JUL 30 2019

OFFICE OF  
SOLID WASTE AND  
EMERGENCY RESPONSE

NOW THE  
OFFICE OF LAND AND  
EMERGENCY MANAGEMENT

**MEMORANDUM**

SUBJECT: Updated Recusal Statement

FROM: Peter Wright  
Assistant Administrator

TO: Andrew R. Wheeler  
Administrator

I have consulted with the Office of General Counsel/Ethics (OGC/Ethics) and been advised about my ethics obligations. This memorandum formally notifies you of my continuing obligation to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I signed, as well as my own bar obligations. This recusal statement supersedes my July 24, 2018 recusal statement for my prior position as Senior Advisor.

***FINANCIAL CONFLICTS OF INTEREST***

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

I have consulted with OGC/Ethics and been advised that I do not currently have any significant financial conflicts of interest but will remain vigilant and notify OGC/Ethics immediately should my financial situation change.

## *OBLIGATIONS UNDER EXECUTIVE ORDER 13770*

Pursuant to Section 1, Paragraph 6 of the Executive Order, I understand that I have ethics obligations with respect to any former employer during the preceding two years, as well as any organization in which I held a fiduciary duty. For purposes of this restriction, the entities that fall within the prohibition are **Dow Inc.; DuPont de Nemours, Inc. (DuPont); Corteva<sup>1</sup>; the National Association of Wabash Men; and the Lambda Chi Alpha Home Association of Wabash College.**

I understand that I am prohibited from participating in any particular matter involving specific parties in which any of the entities listed below is a party or represents a party. My recusal lasts for two years from the date that I joined federal service. I have been advised by OGC/Ethics that, for the purposes of this pledge obligation, the term "particular matters involving specific parties" is broadened to include any meetings or other communication relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties. I am further advised that the term "open to all interested parties" means five or more parties who represent a diversity of interests rather than one shared perspective.<sup>2</sup>

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
Dow Inc.	July 8, 2020
DuPont	July 8, 2020
Corteva, Inc. <sup>3</sup>	July 8, 2020
National Association of Wabash Men, Board of Directors	July 8, 2020
Lambda Chi Alpha Home Association of Wabash College	July 8, 2020

## *ATTORNEY BAR OBLIGATIONS*

Pursuant to my obligations under my bar rules, I recognize that I am obliged to protect the confidences of my former clients. I also understand that I cannot participate in any matter that is the same as or substantially related to the same specific party matter that I participated in personally and substantially while in private practice, unless my bar provides for and I first

<sup>1</sup> In 2019, DowDuPont separated into three independent companies: Dow, DuPont and Corteva. Although the creation of Corteva occurred after I left the company, I am nevertheless including it on my recusal list to avoid even the appearance of an ethics issue while I am the Assistant Administrator for OLEM.

<sup>2</sup> I understand that such meetings "do not have to be open to every corner, but should include a multiplicity of parties. For example, if an agency is holding a meeting with five or more stakeholders regarding a given policy or piece of legislation, [then I] could attend such a meeting even if one of the stakeholders is a former employer or former client." See Office of Government Ethics (OGE) Advisory DO-09-011 (3/26/09), which applies to Exec. Order 13770 pursuant to OGE Legal Advisory LA-17-03 (3/20/17).

<sup>3</sup> Although OGC/Ethics does not anticipate that this company is likely to present any issues in OLEM, I am including it out of an abundance of caution.

obtain informed consent and notify OGC/Ethics.

### *SUPERFUND SITES*

To avoid any concerns about my ethical obligations, I am affirming that I will not participate in any matters related to any Superfund sites at which my former employers are a potentially responsible party. Consistent with my attorney bar rules, I will not participate in any matter that I previously worked on personally and substantially. For any of the sites involving my former employers that I did not previously work on personally and substantially, I will not participate in matters for those sites until after July 8, 2020, consistent with my obligations under the federal ethics regulations and Executive Order 13770.

### *SCREENING ARRANGEMENT*

In order to ensure that I do not participate in particular matters addressed in this recusal statement, I will instruct Barry Breen and/or Steven Cook, Deputy Assistant Administrators, to assist in screening EPA matters directed to my attention that involve those entities or sites. All inquiries and comments involving the entities or Superfund sites on my recusal list should be directed to Mr. Breen or Mr. Cook without my knowledge or involvement until after my recusal period ends.

If Mr. Breen or Mr. Cook determine that a particular matter will directly involve any of the entities or matters listed on my "specific party" recusal list, then they will refer it for action or assignment to another, without my knowledge or involvement. In the event that they are unsure whether an issue is a particular matter from which I am recused, then they will consult with OGC/Ethics for a determination. I will provide a copy of this memorandum to my principal subordinates with a copy to the Designated Agency Ethics Official and the Alternate Designated Agency Ethics Official.

### *UPDATE AS NECESSARY*

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests such as the sale of the above-mentioned stock, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

cc: Ryan Jackson, Chief of Staff  
Barry Breen, Deputy Assistant Administrator  
Steven Cook, Deputy Assistant Administrator  
David Cozad, Acting Designated Agency Ethics Official  
Justina Fugh, Alternate Designated Agency Ethics Official



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

August 28, 2018

The Honorable Thomas R. Carper  
513 Hart Senate Office Building  
Washington, DC 20510

Dear Senator Carper:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

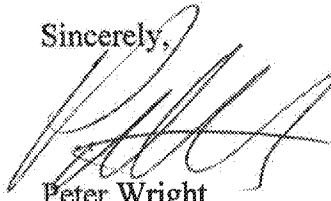
I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

I meet regularly with the Principal Deputy Assistant Administrator who is the Acting Assistant Administrator of OLEM. Neither the Acting Administrator, nor the Acting Assistant Administrator of OLEM or anyone else has formally delegated any duties to me.

I am enclosing a copy of my signed ethics agreement, my Trump ethics pledge and recusal statement that makes clear that I am not permitted to work on any Superfund sites at which DowDuPont is a party or represents a party. I have not sought nor intend to seek any waivers under the Trump Ethics Pledge or the financial conflict of interest statutes. My EPA email address is [wright.peter@epa.gov](mailto:wright.peter@epa.gov), and that is the only EPA email address that I have. I have been and will continue to communicate regarding work-related matters using my EPA email exclusively. I do not expect to use any different email addresses, but if I do, I will provide such other address to you.

Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

A handwritten signature in black ink, appearing to read 'Peter Wright', with a stylized, cursive script.

Peter Wright

Senior Counsel to the Acting Administrator

Enclosures



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

August 28, 2018

The Honorable Edward J. Markey  
255 Dirksen Senate Office Building  
Washington, DC 20510

Dear Senator Markey:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

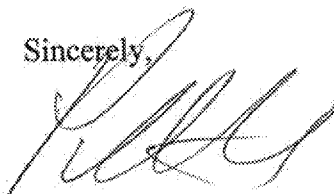
I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

I meet regularly with the Principal Deputy Assistant Administrator who is the Acting Assistant Administrator of OLEM. Neither the Acting Administrator, nor the Acting Assistant Administrator of OLEM or anyone else has formally delegated any duties to me.

I am enclosing a copy of my signed ethics agreement, my Trump ethics pledge and recusal statement that makes clear that I am not permitted to work on any Superfund sites at which DowDuPont is a party or represents a party. I have not sought nor intend to seek any waivers under the Trump Ethics Pledge or the financial conflict of interest statutes. My EPA email address is [wright.peter@epa.gov](mailto:wright.peter@epa.gov), and that is the only EPA email address that I have. I have been and will continue to communicate regarding work-related matters using my EPA email exclusively. I do not expect to use any different email addresses, but if I do, I will provide such other address to you.

Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. Wright', written over the word 'Sincerely,'.

Peter Wright  
Senior Counsel to the Acting Administrator

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Enclosures





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

August 28, 2018

The Honorable Bernard Sanders  
332 Dirksen Senate Office Building  
Washington, DC 20510

Dear Senator Sanders:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

I meet regularly with the Principal Deputy Assistant Administrator who is the Acting Assistant Administrator of OLEM. Neither the Acting Administrator, nor the Acting Assistant Administrator of OLEM or anyone else has formally delegated any duties to me.

I am enclosing a copy of my signed ethics agreement, my Trump ethics pledge and recusal statement that makes clear that I am not permitted to work on any Superfund sites at which DowDuPont is a party or represents a party. I have not sought nor intend to seek any waivers under the Trump Ethics Pledge or the financial conflict of interest statutes. My EPA email address is [wright.peter@epa.gov](mailto:wright.peter@epa.gov), and that is the only EPA email address that I have. I have been and will continue to communicate regarding work-related matters using my EPA email exclusively. I do not expect to use any different email addresses, but if I do, I will provide such other address to you.

Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

A handwritten signature in black ink, appearing to read 'Peter Wright', written over a horizontal line.

Peter Wright

Senior Counsel to the Acting Administrator

Enclosures



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

August 28, 2018

The Honorable Sheldon Whitehouse  
530 Hart Senate Office Building  
Washington, DC 20510

Dear Senator Whitehouse:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

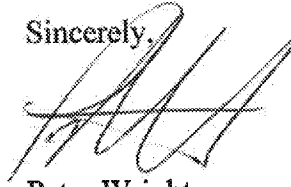
I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

I meet regularly with the Principal Deputy Assistant Administrator who is the Acting Assistant Administrator of OLEM. Neither the Acting Administrator, nor the Acting Assistant Administrator of OLEM or anyone else has formally delegated any duties to me.

I am enclosing a copy of my signed ethics agreement, my Trump ethics pledge and recusal statement that makes clear that I am not permitted to work on any Superfund sites at which DowDuPont is a party or represents a party. I have not sought nor intend to seek any waivers under the Trump Ethics Pledge or the financial conflict of interest statutes. My EPA email address is [wright.peter@epa.gov](mailto:wright.peter@epa.gov), and that is the only EPA email address that I have. I have been and will continue to communicate regarding work-related matters using my EPA email exclusively. I do not expect to use any different email addresses, but if I do, I will provide such other address to you.

Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

A handwritten signature in black ink, appearing to read 'P. Wright', written over a horizontal line.

Peter Wright

Senior Counsel to the Acting Administrator

Enclosures

MAR - 7 2018

Mr. Kevin S. Minoli  
Designated Agency Ethics Official  
U.S. EPA (2310A)  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Dear Mr. Minoli:

The purpose of this letter is to describe the steps that I will take to avoid any actual or apparent conflict of interest in the event that I am confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management of the United States Environmental Protection Agency.

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

Upon confirmation, I will resign from my position with The Dow Chemical Company, a wholly owned subsidiary of DowDuPont, Inc. Within 90 days following my resignation, I will receive a severance payment from DowDuPont, Inc. The amount of the severance payment will be fixed as of the date of my termination with the company and the payment will be determined by an objective method in accordance with the company's standard policy for such payments. Following my resignation, I will receive a bonus for calendar year 2017, as is the corporation's practice. The Dow Chemical Company will use an objective formula to calculate this bonus. I will not participate personally and substantially in any particular matter that to my knowledge has a direct and predictable effect on the ability or willingness of The Dow Chemical Company or DowDuPont, Inc. to provide these payments, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1).

I own shares of DowDuPont, Inc. and I hold vested deferred shares and vested performance shares in DowDuPont, Inc. I do not hold stock options, restricted stock, or restricted stock units. Pursuant to company policy, DowDuPont, Inc. will accelerate the issue date of DowDuPont stock in connection with my deferred and performance shares and will release the stock to me within 30 days of my separation. Within 90 days of my confirmation, I will divest all of my stock in DowDuPont, Inc., to include any stock resulting from settlement of my deferred and performance shares. Until I have divested all of these financial interests, I will not participate personally and substantially in any particular matter that to my knowledge has a direct and

predictable effect on the financial interests of The Dow Chemical Company or DowDuPont, Inc. or its subsidiaries unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2).

I understand that I may be eligible to request a Certificate of Divestiture for qualifying assets and that a Certificate of Divestiture is effective only if obtained prior to divestiture. Regardless of whether I receive a Certificate of Divestiture, I will ensure that all divestitures discussed in this agreement occur within the agreed upon timeframes and that all proceeds are invested in non-conflicting assets.

I will continue to participate in The Dow Chemical Company defined benefit pension plan, but will not participate personally and substantially in any particular matter that to my knowledge has a direct and predictable effect on the ability or willingness of The Dow Chemical Company or DowDuPont, Inc. to provide this contractual benefit, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). In addition, I will not participate personally and substantially in any particular matter involving specific parties in which I know The Dow Chemical Company or DowDuPont, Inc. or any of its subsidiaries is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

Upon confirmation, I will resign from my positions with the National Association of Wabash Men and the Lambda Chi Alpha Home Association of Wabash College. For a period of one year after my resignation from each of these entities, I will not participate personally and substantially in any particular matter involving specific parties in which I know that entity is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

If I have a managed account or otherwise use the services of an investment professional during my appointment, I will ensure that the account manager or investment professional obtains my prior approval on a case-by-case basis for the purchase of any assets other than cash, cash equivalents, investment funds that qualify for the exemption at 5 C.F.R. § 2640.201(a), obligations of the United States, or municipal bonds.

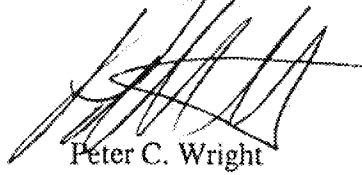
I will meet in person with you during the first week of my service in the position of Assistant Administrator in order to complete the initial ethics briefing required under 5 C.F.R. § 2638.305. Within 90 days of my confirmation, I will document my compliance with this ethics agreement by notifying you in writing when I have completed the steps described in this ethics agreement.

I understand that as an appointee I will be required to sign the Ethics Pledge (Exec. Order No. 13770) and that I will be bound by the requirements and restrictions therein in addition to the commitments I have made in this ethics agreement.

I have been advised that this ethics agreement will be posted publicly, consistent with 5

U.S.C. § 552, on the website of the U.S. Office of Government Ethics with ethics agreements of other Presidential nominees who file public financial disclosure reports.

Sincerely yours,

A handwritten signature in black ink, appearing to be "Peter C. Wright", written over a horizontal line.

Peter C. Wright



## ETHICS PLEDGE

As a condition, and in consideration, of my employment in the United States Government in an appointee position invested with the public trust, I commit myself to the following obligations, which I understand are binding on me and are enforceable under law:

1. I will not, within 5 years after the termination of my employment as an appointee in any executive agency in which I am appointed to serve, engage in lobbying activities with respect to that agency.
2. If, upon my departure from the Government, I am covered by the post-employment restrictions on communicating with employees of my former executive agency set forth in section 207(c) of title 18, United States Code, I agree that I will abide by those restrictions.
3. In addition to abiding by the limitations of paragraphs 1 and 2, I also agree, upon leaving Government service, not to engage in lobbying activities with respect to any covered executive branch official or non-career Senior Executive Service appointee for the remainder of the Administration.
4. I will not, at any time after the termination of my employment in the United States Government, engage in any activity on behalf of any foreign government or foreign political party which, were it undertaken on January 20, 2017, would require me to register under the Foreign Agents Registration Act of 1938, as amended.
5. I will not accept gifts from registered lobbyists or lobbying organizations for the duration of my service as an appointee.
6. I will not for a period of 2 years from the date of my appointment participate in any particular matter involving specific parties that is directly and substantially related to my former employer or former clients, including regulations and contracts.
7. If I was a registered lobbyist within the 2 years before the date of my appointment, in addition to abiding by the limitations of paragraph 6, I will not for a period of 2 years after the date of my appointment participate in any particular matter on which I lobbied within the 2 years before the date of my appointment or participate in the specific issue area in which that particular matter falls.
8. I agree that any hiring or other employment decisions I make will be based on the candidate's qualifications, competence, and experience.
9. I acknowledge that the Executive Order entitled "Ethics Commitments by Executive Branch Appointees," issued by the President on January 28, 2017, which I have read before signing this document, defines certain terms applicable to the foregoing obligations and sets forth the methods for enforcing them. I expressly accept the provisions of that Executive Order as a part of this agreement and as binding on me. I understand that the obligations of this pledge are in addition to any statutory or other legal restrictions applicable to me by virtue of Government service.

Signature

Date

July 10, 2018

Print or type your full name (last, first, middle)

Wright, Peter C



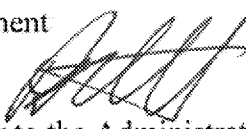


UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
Washington, D.C. 20460

JUL 24 2018

**MEMORANDUM**

SUBJECT: Recusal Statement

FROM: Peter Wright   
Senior Advisor to the Administrator

TO: Andrew R. Wheeler  
Acting Administrator

Upon consideration of my appointment, I consulted with the Office of General Counsel/Ethics (OGC/Ethics) and was advised about my ethics obligations. I have assiduously followed their advice since my appointment, and this memorandum formally notifies you of my continuing obligation to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship. I also understand that I have obligations pursuant to Executive Order 13770 and the Trump Ethics Pledge that I signed, as well as my own bar obligations.

*FINANCIAL CONFLICTS OF INTEREST*

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

As stated in my ethics agreement, I agreed to forfeit all DowDuPont, Inc. (DowDuPont) stock options that are unvested at the time of my resignation from DowDuPont and to divest of my vested stock options and stock in DowDuPont within 90 days of my federal appointment. I am currently working with OGC/Ethics to fulfill this commitment. Until I sell the stock, I

understand that I am recused from participating personally and substantially in any particular matter, including sector-specific policies and regulations, that would have a direct and predictable effect on the following:

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDupont, Inc.	Continues for as long as I own stock in the company. Upon divestiture, I understand that I am subject to additional restrictions pursuant to Executive Order 13770.
Chemical industry sector	Continues for as long as I own stock in this sector.

#### *OBLIGATIONS UNDER EXECUTIVE ORDER 13770*

Pursuant to Section 1, Paragraph 6 of the Executive Order, I understand that I have ethics obligations with respect to any former employer during the preceding two years, as well as any organization in which I held a fiduciary duty. For purposes of this restriction, the entities that fall within the prohibition are DowDuPont, the National Association of Wabash Men, and the Lambda Chi Alpha Home Association of Wabash College.

I understand that I am prohibited from participating in any particular matter involving specific parties in which any of the entities listed below is a party or represents a party. My recusal lasts for two years from the date that I joined federal service. I have been advised by OGC/Ethics that, for the purposes of this pledge obligation, the term “particular matters involving specific parties” is broadened to include any meetings or other communication relating to the performance of my official duties, unless the communication applies to a particular matter of general applicability and participation in the meeting or other event is open to all interested parties. I am further advised that the term “open to all interested parties” means five or more parties who represent a diversity of interests rather than one shared perspective.<sup>1</sup>

NAME OF ENTITY	DATE WHEN RECUSAL ENDS
DowDupont, Inc.	July 8, 2020
National Association of Wabash Men, Board of Directors	July 8, 2020
Lambda Chi Alpha Home Association of Wabash College	July 8, 2020

#### *ATTORNEY BAR OBLIGATIONS*

Pursuant to my obligations under my bar rules, I recognize that I am obliged to protect the confidences of my former clients. I also understand that I cannot participate in any matter that is the same as or substantially related to the same specific party matter that I participated in

<sup>1</sup> I understand that such meetings “do not have to be open to every corner, but should include a multiplicity of parties. For example, if an agency is holding a meeting with five or more stakeholders regarding a given policy or piece of legislation, [then I] could attend such a meeting even if one of the stakeholders is a former employer or former client.” See Office of Government Ethics (OGE) Advisory DO-09-011 (3/26/09), which applies to Exec. Order 13770 pursuant to OGE Legal Advisory LA-17-03 (3/20/17).

personally and substantially while in private practice, unless my bar provides for and I first obtain informed consent and notify OGC/Ethics.

### *SUPERFUND SITES*

To avoid any concerns about my ethical obligations, I am affirming that I will not participate in matters related to any of the sites on the attached list generated by the Office of Site Remediation and Enforcement. This list includes all of the Superfund sites at which DowDuPont Inc. is a potentially responsible party. Consistent with my attorney bar rules, I will not participate in any matter that I previously worked on personally and substantially. For any of the sites on the attached list that I did not previously work on personally and substantially, I will not participate in matters for those sites until after July 8, 2020, consistent with my obligations under the federal ethics regulations and Executive Order 13770.

### *SCREENING ARRANGEMENT*

In order to ensure that I do not participate in matters relating to any of the entities listed above or Superfund sites on the attached list, I will instruct Barry Breen and/or Steven Cook, Deputy Assistant Administrators, to assist in screening EPA matters directed to my attention that involve those entities or sites. All inquiries and comments involving the entities or Superfund sites on my recusal list should be directed to Mr. Breen or Mr. Cook without my knowledge or involvement until after my recusal period ends.

If Mr. Breen or Mr. Cook determine that a particular matter will directly involve any of the entities or matters listed on my "specific party" recusal list, then they will refer it for action or assignment to another, without my knowledge or involvement. In the event that they are unsure whether an issue is a particular matter from which I am recused, then they will consult with OGC/Ethics for a determination. I will provide a copy of this memorandum to my principal subordinates with a copy to Kevin Minoli, Designated Agency Ethics Official, and Justina Fugh, Senior Counsel for Ethics.

### *UPDATE AS NECESSARY*

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests such as the sale of the above-mentioned stock, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

cc: Ryan Jackson, Chief of Staff  
Barry Breen, Deputy Assistant Administrator  
Steven Cook, Deputy Assistant Administrator  
Kevin Minoli, Designated Agency Ethics Official  
Justina Fugh, Senior Counsel for Ethics





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

[ DATE \@ "MMMM d, yyyy" ]

The Honorable Thomas R. Carper  
513 Hart Senate Office Building  
Washington, DC 20510

Dear Senator Carper:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

I meet regularly with the Principal Deputy Assistant Administrator who is the Acting Assistant Administrator of OLEM. Neither the Acting Administrator, nor the Acting Assistant Administrator of OLEM or anyone else has formally delegated any duties to me.

I am enclosing a copy of my signed ethics agreement, my Trump ethics pledge and recusal statement that makes clear that I am not permitted to work on any Superfund sites at which DowDuPont is a party or represents a party. I have not sought nor intend to seek any waivers under the Trump Ethics Pledge or the financial conflict of interest statutes. My EPA email address is [ [HYPERLINK "mailto:wright.peter@epa.gov"](mailto:wright.peter@epa.gov) ], and that is the only EPA email address that I have. I have been and will continue to communicate regarding work-related matters using my EPA email exclusively I do not expect to use any different email addresses, but if I do, I will provide such other address to you.

Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

Peter Wright  
Senior Counsel to the Acting Administrator

Enclosures



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

[ DATE \@ "MMMM d, yyyy" ]

The Honorable Edward J. Markey  
255 Dirksen Senate Office Building  
Washington, DC 20510

Dear Senator Markey:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

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I am enclosing a copy of my signed ethics agreement, my Trump ethics pledge and recusal statement that makes clear that I am not permitted to work on any Superfund sites at which DowDuPont is a party or represents a party. I have not sought nor intend to seek any waivers under the Trump Ethics Pledge or the financial conflict of interest statutes. My EPA email address is [ [HYPERLINK "mailto:wright.peter@epa.gov"](mailto:wright.peter@epa.gov) ], and that is the only EPA email address that I have. I have been and will continue to communicate regarding work-related matters using my EPA email exclusively I do not expect to use any different email addresses, but if I do, I will provide such other address to you.

Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

Peter Wright  
Senior Counsel to the Acting Administrator

Enclosures





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

[ DATE \@ "MMMM d, yyyy" ]

The Honorable Bernard Sanders  
332 Dirksen Senate Office Building  
Washington, DC 20510

Dear Senator Sanders:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

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Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

Peter Wright  
Senior Counsel to the Acting Administrator

Enclosures



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

[ DATE \@ "MMMM d, yyyy" ]

The Honorable Sheldon Whitehouse  
530 Hart Senate Office Building  
Washington, DC 20510

Dear Senator Whitehouse:

Thank you for your letter dated July 23, 2018. As you know, I joined the Environmental Protection Agency (EPA) on July 9, 2018, as a Special Counsel to the Acting Administrator while I await confirmation for the position of Assistant Administrator for the Office of Land and Emergency Management (OLEM).

Please be assured that I am very sensitive to the prerogatives of the Senate and the requirements of the Federal Vacancies Reform Act. My position is a Non-Career Senior Executive Service Limited Term position, and I do not serve as the Acting Assistant Administrator. My position is not supervisory, and I do not have any delegated authority. I am not occupying the physical office of the Assistant Administrator for Land and Emergency Management, and am not carrying out the functions or authorities of any assistant administrator.

I have consulted and met with career ethics officials to ensure that I fully understand my ethical obligations. As required by 5 C.F.R. § 2634.304, I have already completed my initial ethics training for new employees. This session was conducted in person by the Alternate Designated Agency Ethics Official, who provided specific advice about the limitations applicable to my current situation.

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Should I be confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management, I look forward to working with you and your staff on any issues that may arise.

Sincerely,

Peter Wright  
Senior Counsel to the Acting Administrator

Enclosures

Message

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**From:** Darwin, Veronica [darwin.veronica@epa.gov]  
**Sent:** 2/27/2019 5:20:05 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** AEL update  
**Attachments:** AEL 2.27.2019 Peter Not Recused Internal.docx

Please find attached the AEL table (internal version) updated based on feedback received from the regions. The first five columns of the table will become the public facing AEL update.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP) I will schedule a meeting to discuss the site updates and next steps. Please let me know if you have any questions. Thank you.

Veronica

MAR - 7 2018

Mr. Kevin S. Minoli  
Designated Agency Ethics Official  
U.S. EPA (2310A)  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Dear Mr. Minoli:

The purpose of this letter is to describe the steps that I will take to avoid any actual or apparent conflict of interest in the event that I am confirmed for the position of Assistant Administrator for the Office of Land and Emergency Management of the United States Environmental Protection Agency.

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

Upon confirmation, I will resign from my position with The Dow Chemical Company, a wholly owned subsidiary of DowDuPont, Inc. Within 90 days following my resignation, I will receive a severance payment from DowDuPont, Inc. The amount of the severance payment will be fixed as of the date of my termination with the company and the payment will be determined by an objective method in accordance with the company's standard policy for such payments. Following my resignation, I will receive a bonus for calendar year 2017, as is the corporation's practice. The Dow Chemical Company will use an objective formula to calculate this bonus. I will not participate personally and substantially in any particular matter that to my knowledge has a direct and predictable effect on the ability or willingness of The Dow Chemical Company or DowDuPont, Inc. to provide these payments, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1).

I own shares of DowDuPont, Inc. and I hold vested deferred shares and vested performance shares in DowDuPont, Inc. I do not hold stock options, restricted stock, or restricted stock units. Pursuant to company policy, DowDuPont, Inc. will accelerate the issue date of DowDuPont stock in connection with my deferred and performance shares and will release the stock to me within 30 days of my separation. Within 90 days of my confirmation, I will divest all of my stock in DowDuPont, Inc., to include any stock resulting from settlement of my deferred and performance shares. Until I have divested all of these financial interests, I will not participate personally and substantially in any particular matter that to my knowledge has a direct and

predictable effect on the financial interests of The Dow Chemical Company or DowDuPont, Inc. or its subsidiaries unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2).

I understand that I may be eligible to request a Certificate of Divestiture for qualifying assets and that a Certificate of Divestiture is effective only if obtained prior to divestiture. Regardless of whether I receive a Certificate of Divestiture, I will ensure that all divestitures discussed in this agreement occur within the agreed upon timeframes and that all proceeds are invested in non-conflicting assets.

I will continue to participate in The Dow Chemical Company defined benefit pension plan, but will not participate personally and substantially in any particular matter that to my knowledge has a direct and predictable effect on the ability or willingness of The Dow Chemical Company or DowDuPont, Inc. to provide this contractual benefit, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). In addition, I will not participate personally and substantially in any particular matter involving specific parties in which I know The Dow Chemical Company or DowDuPont, Inc. or any of its subsidiaries is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

Upon confirmation, I will resign from my positions with the National Association of Wabash Men and the Lambda Chi Alpha Home Association of Wabash College. For a period of one year after my resignation from each of these entities, I will not participate personally and substantially in any particular matter involving specific parties in which I know that entity is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

If I have a managed account or otherwise use the services of an investment professional during my appointment, I will ensure that the account manager or investment professional obtains my prior approval on a case-by-case basis for the purchase of any assets other than cash, cash equivalents, investment funds that qualify for the exemption at 5 C.F.R. § 2640.201(a), obligations of the United States, or municipal bonds.

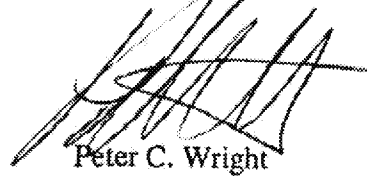
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I have been advised that this ethics agreement will be posted publicly, consistent with 5

U.S.C. § 552, on the website of the U.S. Office of Government Ethics with ethics agreements of other Presidential nominees who file public financial disclosure reports.

Sincerely yours,

A handwritten signature in black ink, appearing to be "Peter C. Wright", written over a horizontal line.

Peter C. Wright



Ms. Justina Fugh  
Alternate Designated Agency Ethics Official  
U.S. EPA (2311A)  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Dear Ms. Fugh:

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As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

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Sincerely yours,

Peter C. Wright

Message

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**From:** Fugh, Justina [Fugh.Justina@epa.gov]  
**Sent:** 1/28/2019 5:06:23 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** RE: Signed Ethics Agreement

Thanks! I've let OGE know that we're good to go, so hopefully they will release your 278e for you to sign soon.  
Justina

Justina Fugh | Director, Ethics Law Office | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

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**From:** Wright, Peter  
**Sent:** Sunday, January 27, 2019 5:38 PM  
**To:** Fugh, Justina <Fugh.Justina@epa.gov>  
**Subject:** Fwd: Signed Ethics Agreement

Justina

Here is the signed agreement.

Peter

Sent from my iPad

Begin forwarded message:

**From:** Peter Wright <[midland9@gmail.com](mailto:midland9@gmail.com)>  
**Date:** January 27, 2019 at 5:27:52 PM EST  
**To:** Peter Wright <[wright.peter@epa.gov](mailto:wright.peter@epa.gov)>  
**Subject:** Signed Ethics Agreement

Message

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**From:** Fugh, Justina [Fugh.Justina@epa.gov]  
**Sent:** 8/8/2019 6:36:38 PM  
**To:** Wright, Peter [wright.peter@epa.gov]  
**Subject:** RE: 2019 ELI Award Dinner  
**Attachments:** Ethics advice concerning your invitation to the ELI dinner

Hi there,

I cleared your attendance at the ELI dinner already, on 7/10/19. See attached.

Justina

Justina Fugh | Director, Ethics Office | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

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**From:** Wright, Peter  
**Sent:** Thursday, August 08, 2019 1:42 PM  
**To:** Fugh, Justina <Fugh.Justina@epa.gov>  
**Subject:** FW: 2019 ELI Award Dinner

Justina

Please see the invitation below for the annual ELI dinner. I expect you have or will receive a number of these.

Please advise whether I can accept the invitation.

Thank you.

Peter

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**From:** Olivia Smith <osmith@eli.org>  
**Sent:** Wednesday, July 31, 2019 12:44 PM  
**To:** Wright, Peter <wright.peter@epa.gov>  
**Subject:** 2019 ELI Award Dinner

July 31, 2019

Mr. Peter Wright

U.S. Environmental Protection Agency  
William Jefferson Clinton Building  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Dear Mr. Wright,

This is a non-transferable complimentary invitation to the Environmental Law Institute's 2019 Award Dinner honoring Rose Marcario, CEO of Patagonia on behalf of the company and its founder, Yvon Chouinard. The Dinner will be held on Tuesday, October 22, 2019, at the Omni Shoreham Hotel in Washington, D.C. Registration will begin at 5:00 p.m., with a pre-dinner reception beginning at 5:30 p.m., and dinner to follow at 7:30 p.m.

Attendance at ELI's Award Dinner has not been prohibited in the past by ethical guidance from United States government departments; however, please consult as appropriate within your agency prior to accepting this invitation. Should ethics rules or conflict of interest policies require you to pay, you may send a check (payable to the Environmental Law Institute) to 1730 M Street, NW, Suite 700, Washington, D.C. 20036 in the amount of \$200 to cover the actual value of the discounted government/academic/nonprofit rate ticket.

We hope you'll be able to join us for Washington's premier annual event for environmental professionals from around the country. Please RSVP as soon as possible to Samantha or Olivia at [alvey@eli.org](mailto:alvey@eli.org) or [osmith@eli.org](mailto:osmith@eli.org) or 202-939-3253 regarding your availability to attend the Award Dinner.

Sincerely,

A handwritten signature in black ink, appearing to read 'Melodie DeMulling', with a stylized flourish at the end.

Melodie DeMulling  
Vice President of Membership & Development

Message

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**From:** Fugh, Justina [Fugh.Justina@epa.gov]  
**Sent:** 7/10/2019 4:50:52 PM  
**To:** Bodine, Susan [bodine.susan@epa.gov]; Breen, Barry [Breen.Barry@epa.gov]; Brooks, Phillip [Brooks.Phillip@epa.gov]; Darwin, Henry [darwin.henry@epa.gov]; Goldman, Lisa [Goldman.Lisa@epa.gov]; Kelley, Rosemarie [Kelley.Rosemarie@epa.gov]; Leopold, Matt (OGC) [Leopold.Matt@epa.gov]; Michaud, John [Michaud.John@epa.gov]; Ross, David P [ross.davidp@epa.gov]; Shaw, Betsy [Shaw.Betsy@epa.gov]; Sheehan, Charles [Sheehan.Charles@epa.gov]; Starfield, Lawrence [Starfield.Lawrence@epa.gov]; Stein, Kathie [Stein.Kathie@epa.gov]; Traylor, Patrick [traylor.patrick@epa.gov]; Wright, Peter [wright.peter@epa.gov]  
**Subject:** Ethics advice concerning your invitation to the ELI dinner

Hi there,  
OGC/Ethics understands that you have received or will soon receive an invitation from the Environmental Law Institute (ELI) to be its guest at its annual awards dinner to be held this year on October 22, 2019 at the Omni Shoreham Hotel in Washington, DC. I am writing to confirm that, if you decide to attend this event, you may do so consistent with the Standards of Ethical Conduct for Employees of the Executive Branch.

This event qualifies for the Widely-Attended-Gathering gift exception and the donor is not a federally registered lobbyist. Thus, OGC/Ethics determines that your attendance at the event is in the Agency's interest because it will further agency programs and operations. Should you attend this event, you will NOT be required to report this as a gift on your financial disclosure report form because the gift is valued at \$200, which is BELOW the reporting threshold.

This approval applies only to invitations from ELI itself. Any invitations from other sources will require separate determinations by either OGC or the appropriate Deputy Ethics Official. This determination covers you only -- the invitation is not transferable and is not intended for more than just one attendee.

Acceptance of Free Attendance to a Dinner and Fundraiser (WAG rule)

The gift offered is an evening reception and dinner sponsored by ELI. Because the organization is offering you a complimentary ticket, we must analyze it according to the gift rules. Generally, federal employees are prohibited from accepting gifts given because of their official position or given by a prohibited source (typically, a person either regulated by or seeking to do business with the EPA). In this instance, the gift of free attendance is offered to you because of your official position. In analyzing the situation, we determined that the WAG exception is available because the reception will be widely attended, there will be a diversity of views represented, and there is an opportunity for the exchange of ideas. In order to utilize this gift exception, OGC/Ethics must also make a written determination that we believe your attendance is in the Agency's interest. We do, in fact, conclude that there is an Agency interest in your attendance if you wish to go.

Limitations Due to the Fundraiser Event

Please note that this event is a fundraiser. Therefore, ELI cannot use or reference your official position or title or any authority associated with your public office in furtherance of the fundraising effort. You may not actively or visibly participate in the promotion, production, or presentation of the event, which means that you cannot sit at a head table nor stand in a receiving line. We have confirmed with ELI that you will be placed by ELI and not seated at the request of any sponsoring entity that has bought a table.

Please let me know if you have any questions.  
Regards,  
Justina

Justina Fugh | Director, Ethics Office | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

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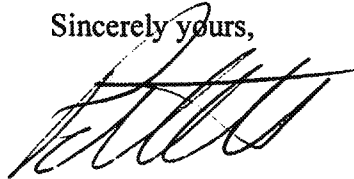
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Sincerely yours,

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Peter C. Wright

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U.S. EPA (2311A)  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

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Sincerely yours,

Peter C. Wright

Message

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**From:** Frye, Tony (Robert) [frye.robert@epa.gov]  
**Sent:** 7/5/2019 6:24:16 PM  
**To:** Jackson, Ryan [jackson.ryan@epa.gov]; Wright, Peter [wright.peter@epa.gov]; Hoverman, Taylor [hoverman.taylor@epa.gov]  
**CC:** Voyles, Travis [Voyles.Travis@epa.gov]; Brazauskas, Joseph [brazauskas.joseph@epa.gov]; Edwards, John (Holt) [edwards.john@epa.gov]  
**Subject:** FW: Senator Collins Letter to Peter Wright  
**Attachments:** 2019.07.05 - FINAL - Peter Wright Response to Senator Collins re Nomination.pdf; 2019.07.05 - Peter Wright Recusal 07 24 2018.pdf; 2019.07.05 - Wright Ethics Pledge Senate Letter Enclosure re-Nominations Letter 07.23.2018.pdf

For your awareness. Thank you all

**Tony Frye**

Director of Senate Affairs  
Office of Congressional Affairs  
Environmental Protection Agency  
Cell: 202.603.3225

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**From:** Frye, Tony (Robert)  
**Sent:** Friday, July 5, 2019 2:22 PM  
**To:** 'McMurry, Kayla (Collins)' <Kayla\_McMurry@collins.senate.gov>  
**Cc:** Brazauskas, Joseph <brazauskas.joseph@epa.gov>  
**Subject:** RE: Senator Collins Letter to Peter Wright

Hello Kayla – I hope you had a great Independence Day. Attached, please find a response from Peter Wright to Senator Collins regarding his nomination and questions posed in her letter. Please don't hesitate to let us know if you have any further questions or thoughts. Have a great day!

Best,  
Tony

**Tony Frye**

Director of Senate Affairs  
Office of Congressional Affairs  
Environmental Protection Agency  
Cell: 202.603.3225

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**From:** McMurry, Kayla (Collins) <Kayla\_McMurry@collins.senate.gov>  
**Sent:** Wednesday, July 3, 2019 10:37 AM  
**To:** Frye, Tony (Robert) <frye.robert@epa.gov>  
**Subject:** Senator Collins Letter to Peter Wright

Good morning Tony,

Attached is a letter from Sen. Collins to Peter Wright about his nomination. Please let me know if you have questions or if I need to send this to someone else. My direct line is 202-224-8323.

And happy 4<sup>th</sup> of July!

Best,  
Kayla

**Kayla McMurry**  
Legislative Assistant  
Office of U.S. Senator Susan Collins  
413 Dirksen Senate Office Building  
202.224.2523